App F IX 4

1944 45
(ml)

File No 22 44
Serial Nos ~~103~~ 28, 29, 103

Previous References
10-44 (25 26)
19-40 (83 84, 86 87 & 127)
19-40 (9 10)
22-41 - (34 35 & 85)

Later References
JTB 11-52-47, 58

GENERAL AND REVENUE SECRETARIAT

Serial Nos One three

105

Part B for February

SUBJECT

A cquisition of properties for widening B V Krishna Yengar Road, Bangalore city and Providing sites to dishonised people

L 11566 & 22 2 47

The ml commr B' Lore city

States the scheme of

may be transferred to City Improvement Trust Board for Consideration

5624/L 4824/L

7918/ L ~~[illegible]~~ / Gen Petn
20 Dr 2/2) [illegible]
The Ml Comr) 13 city - [illegible]

Sir

In forwarding herewith an original (for reference and return) a Petn recd from the residents of the II Dn of B. City in the matter of the widening of Pbt Krishnaiengar Road I am directed to request you to kindly prepare a note in the matter ~~and obtain~~ and forward the same to Govt with the opinion of the City Ml Council ~~as~~ very early ~~as possible~~ of [illegible] in the matter [illegible] I have etc

Very urgent

for Law Secy to Govt

Sus A6/2

Issued No L 7918 dt 2/2

Letter No L1-998/40-41 dt 29-2-44 from the Ml Comr Bcy, forwarding a copy of the proceedings of the meeting held on 21-2-44 constituting a Committee for suggesting ways & means for relieving hardships etc, subs for perusal. Receipt of further report will be awaited

[illegible] 6/3 [illegible] get back the petn [illegible] [illegible] [illegible]

4824 √ 5624 √ 5851 ✓

Subd with a draft letter for appl

[illegible] 7/3

✓ Immediate

[illegible] 7/3/44

To the Ml Commr, Bcy this Pdg
No L 9348 Dy 7-3 44
Requests him to return the petn

Sus A 8/3

Letter No L1-C 998/40-41 Dy 15-3-44 from the Ml Commr, Bcy returning the Petition

Subd If appd, the report of the Committee will be awaited. The Special Land Acqn Officer has also since been transferred from the Bcy Mcy

[illegible] 18/3

The Ad interim report received from the Ml Comr is for perusal
A Committee has been constituted to go into the question and a report is expected to be subd within one month
For perusal with refce to the Ministry's orders in Alag D

Law Secy [illegible]

9493

8 For perusal

[illegible] 21-3 [illegible]

[illegible] 23 3 44

[illegible] 27-3 [illegible]

OFFICE OF THE MINISTER FOR L S G & P H
Date 21 3 44
No 6528

[illegible] L S G

Sus A 29/3

5851 √ 2134
L

Letter No L1 998/40-41 Dt 16-9-44 from the Mc Commr. Bldg forwarding for orders a copy of the resolution of the Mc cl to the effect that the demolition of the properties should be started after granting sites to the owners in the Kalasipalayam Extension & after allowing reasonable time for them to put up houses & shift to that area

oker
gar
[illegible]

1° Subd for perusal & orders with reference to the Minutes of the Minister L.S.G & P.H on the petition (vide flag "D")

KKS
28/9

11) The Bloreciff Mcl have resolved on 17-8-44 that the properties acquired for the formation of the B V. Krishnadyengars road plane should not be demolished until sites are granted to the owners in Kalasipalayam Extension & after allowing reasonable time for the owners to put up houses & shift themselves to that area. This is no doubt a

2134/L

Sir
KK
7/

reasonable proposal but a time limit say six months should be fixed within which action should be taken and the manner proposed above*, or otherwise the formation of the road will not be an accomplished fact. In spite of the acquisition proceedings instituted in this behalf - see Flag D & para 9 supra [Acquisition proceedings have just been started in respect of the Kalasp. Expansion and to preliminary notice has been issued]

Sus B Kee
1-5-45

Lund seg [illegible]
29 9 [illegible]

SEC 1 OCT 1944 GOVT OF MYSORE

12) Acquisition proceedings may continue but taking possession of the properties may be delayed till fixes are allotted to the owners by the Municipality for which purpose from month's time may be given

DE[illegible] OFFICE
14 OCT 1944
260

OFFICE OF THE MINISTER
FOR L. S. G & P H
Date 2.10.1944
No. 2593

Minister LSG
[illegible]

[illegible]
1-10-44

13) [illegible]
16 10 44

Sent with a draft
[illegible] issue

15) [illegible]
[illegible] please

14) [illegible]
17/10/44

Continuation Sheet | File No / Current No 2134/2 of 4216/2 Page

To the Ml Commr, Bcy, thro Pdt
No L 4456 Dy 6-11-44
Issues certain instructions in the matter.

Bus B tee 1-5-45

- Petition Dy 18.12.44 from Mr N Y Pissay, Stocks, Share & Finance Broker and the President, B V Krishnaiyar Road Committee praying for an interview and requesting that the taking possession of the acquired houses in the area may be deferred for the present etc,

17) Minutes of the Minister R & L on the Petition
"Law Secy. Please let me have a brief note on this. Want a personal interview"

(Sd) G P
18/12/44

C F 691

Continuation Sheet | File No / Current No | of | Page

CONTINUANCE OF B V KRISHNA IYENGAR ROAD
TO JOIN ARCOT SRINIVASACHAR STREET
BANGALORE CITY

I STAGE

16) The above question was first taken up in the year 1934 when Mr " H Hanumanthappa Municipal Councillor brought forward the following resolution before the Municipal Council -

"That, in order to divert the traffic from the Avenue Road and to remove congestion of the old City it is proposed that a Parallel Road to the Avenue Road be opened by connecting the road running towards the west of the Central Jail Compound with Arcot Srinivasachar Street "

19) The question was referred by the Municipal Council to the Municipal Engineer for an estimate He prepared a scheme costing Rs 43 508 After the City Improvement Committee approved of it the scheme was placed before the meeting of the Municipal Council held on 16-9-1935 when it was resolved that "the proposed road be realigned so as to permit of shops being built on both sides of the road an extra land of 20 feet being acquired for the purpose and as far as possible the road be made straight"

20) ~~When the question was again taken up on 1935~~ As some of the members wanted to approve of the original scheme, the municipal council decided to refer the whole scheme to the Municipal Engineer for further information

21) The scheme was not taken up again for consideration for about 6 years i e till May 1940

II Stage

22) The Municipal Engineer prepared and submitted in May 1940 a scheme at a cost of Rs 2 64,000 for opening a 50 feet road with two foot paths of 10 feet each and shop sites of 40 feet wide on

It was approved by the City Improvem

P T O

who resolved that the scheme may be taken up along with the acquisition of the properties known as "Manorama" and the Municipal Council agreed to the, ~~acquisition of the property with the consent of the owner~~ proposed The then Dewan who inspected the spot agreed that the scheme which was a self-supporting one might be taken up immediately the sum of Rs 8 lakhs ~~xxxx~~ required for the purpose being sanctioned as a loan by the Govt "L"

23) In their order dated 26th August 1940 Government approved of the scheme and the grant of an advance of Rs 3,49 000 carrying ~~an~~ interest at 4½% to the Municipal Council in order to enable it to take up the scheme "M+N"

Meanwhile on 21-11-1940 the City Municipal Council adopted two resolutions moved (1) by Mr N Balakrishnaiya to keep all acquisition proceedings relating to this road in abeyance, pending the disposal of the report of the Special Committee of the Municipal Council appointed on this behalf on 5th October 1940 and (2) by Mr T L Gangoji Rao to ~~the~~ the effect that in view of the utter impossibility of acquiring properties to a width of 130 feet and in view of the hardships and sufferings involved to the public in the locality properties be acquired only to the width of 50 feet, suitable sites being given to those whose houses are acquired in the premises of the Manorama Bungalow and Godduriah Mutt land. Government took no action on the above resolutions and on the public representations made to them on the ground that the question related to the Municipal Council

III STAGE

25) In January 1941, the Municipal Council ~~for~~ formed a committee ~~consisting~~ of 5 councillors to enquire into and to report on all the aspects of the acquisition of the lands and buildings required for the formation of the road The committee submitted ~~the~~ a report in February 1941 laying stress

stress on the following points —

(1) the heavy financial outlay in the acquisition of the property and the formation of the road which may not be a self-supporting one owing to the War condition and

(2) the hardships caused to the house owners who should not be dispossessed of their houses till other sites are granted to them and time is allowed to them to construct dwellings thereon

21) When these proposals were submitted to Government, they were considered at a meeting of the Council held on 10th October 1941 when it was resolved that the road work may not be taken up as a Government scheme They however ordered that the Municipal Authorities may proceed with the acquisition proceedings A Special land Acquisition Officer was accordingly appointed and the preliminary notifications for the acquisition of the lands were published in the Gazette in November 1941

"P"

The matter was kept in abeyance for 2 years more till May 1943 The Municipal Council resolved to take up the acquisition and grant sites to those who accept the awards, at Kalasapalya The Special Land Acquisition Officer has taken acquisition proceedings and passed awards in almost all cases

IV Stage

17) Some of the important house owners of the locality submitted a representation in January 1944 to the Minister for Local Self Government and Public Health praying that the scheme may be dropped for the present A report on the petition was called for from the Municipal Commissioner The Municipal Commissioner forwarded a resolution of the Municipal Council to the effect that the demolition of the property should be started after granting sites to the owners in the Kalasipalya extension and after allowing reasonable time for them to put up houses and shift to that area After due consideration, Government in their letter No L 4456/M1 22-44-29 dated 6th November 1944 replied that the acquisition proceedings may continue but taking possession of the properties may be delayed till the sites are allotted to the owners by the Municipal Council, for which purpose six months' time may be given and that, in the meanwhile, arrangements may be made to allot sites to the displaced persons without any delay

V Stage

"Q"

"R"

18) The present memorial dated the 16th November 1944 is signed by 14 persons who are said to live in the locality owning important and valuable buildings there They state that the crystalised proposal of the Municipality to acquire 130 feet of the land to join the Gandhinagar Road with Arcot Srinivasachar's Street involving the demolition of over 180 houses has caused great disquiet and consternation in the minds of the people of the locality Their prayers are as follows

The present Memorial

(1) That the acquisition proceedings with the luation of Rupees two a square yard which is very

2134√ 4216/2

very inadequate and untenable be held in abeyance and revised rates be fixed with expert advice

(2) If acquisition is to be given effect to at all the breadth of the road may be definitely restricted to 50 feet and not to 130 feet, so as to keep it in uniformity with the other roads of the City (Cf Arcot Srinivasachar's Street which ranges between 20 to 30 feet) If the road is made too broad, it will involve heavy initial and recurring charges towards maintenance

(3) Before acquiring the properties, the owners should be asked to intimate their choice and register within a stipulated period their opinion - willingness or otherwise - to get into Government " ready made model houses that may be built for them in any of the extensions or for assignment of sites for them

(4) The whole question may be referred to the newly formed "Bangalore City Trust Improvement Board"

29) The question of paying higher compensation is one to be decided by the Land Acquistion Officer and by the Court if the parties prefer an appeal thereafter The Government have already decided that the road work should be executed by the Municipal Council itself

POINTS FOR ORDERS -

30) I Whether the question of taking possession of the houses may be deferred in view of the War conditions and till sites are allotted and houses built,

II Whether the width of the road to be fo. may be reduced from 130 to 50 feet

31) Subd with the previous Refee Ministry orders dated 18/2 Law seq from [illegible]

$2134\sqrt{\frac{4216}{2}}$

32) The note is submitted — definite proposals on the points raised will be submitted after the witness's view, if one is granted —

33) The main grievances are

(1) Since the value of properties has considerably ~~consider~~ increased any compensation that the L.S.O. & the Comm. may award on the basis of the values which prevailed when the acquisitions notification was issued on 10-1-1941

34) Would like to [illegible] fact this on Wed 14th at 9.30 am in form in C & the [illegible] have seen the will be present [illegible]

(1) B

Cus 3 2 45

Cus required by S 23(1) of the L.S. Act will not be adequate &c.

1945

1672

(2) That they should not be dispossessed till they are provided with sites & they will be able to construct houses on them &

(3) That the width of the proposed road should be 50 ft only

Cus 19-7-45

[illegible]

35) Draft letter at once
from
3/2/45

36) Sub'd with two drafts
HM
3/2

37) Issue at once
from
3/2/45

To the Ml Commr, Brig, thro the Pol
No L 7822 Dy 5-2-45
States that the Minister for R&L will
inspect the place at 9 30 A M on Wednesday
the 14th instant & requests him to be present
at the time.

To N Y Pissay Esqr
Pdt. B V Krishnaiyar road Committee
No 14 Avenue road, Brig.
No L 7823 Dy 5-2-45.
Requests him to be present at the place.

"U1"

38) Notice from Messrs
C N Sastry & C N Ramaswami
Sastry - vide last para

39) I had intended to inspect
this on 14 2, but in view of the
Communication from the Advocate,
I do not want to complicate matters
by my inspn at this stage. The
inspn is therefore cancelled, at any
rate postponed for the present
meanwhile, pl examine & let me know
to what extent this notice is binding
upon the Govt & whether it can be ignored
5/13 2

5 FEB 1945
GEN & REV 5 CTT
THE MINISTER
2335

Cus 14-2-45

WD 0726—GPB—25 000—1 9 47

4216 T 5260/L 6719/44 pb

Continuation Sheet | File No / Current No | of | Page

40) The opinion of the Law Sector will be obtained in the above hand 6578

Law Seq for 14/2/45

41) Yes, within 2 days

42) In favour of opinion urgent 13 2 45

Asst Seq Law Sector) for 15 2 45 2

3 16/2/45

43) The Bn to copies of the notifications in question are not to be found in the file. Please flag all the references & put up a note specifying the circumstances which have ~~[illegible]~~ ~~[illegible]~~ ~~[illegible]~~ brought about the point at issue

Asst Seq) 3
LSG) 19/2/45

44) Pl attend at once [illegible] for 20 2 45

Printed copies of notifications (Preliminary & final) are put up.

Kind reference is invited to paras 18-39 of the notes which gives the facts of the case & the circumstances that led to the point of getting the legal opinion & [illegible] Refer para 4 3 supra

46) 26/2/45

Asst Seq
Law Sec for 23/2/45

With reference to Para 39 (Re notes of the Minister Rev & Law) —

47) The question to be considered by me is whether the notice sent in this case by messrs C N Sastri and Ramaswami Sastri (Flag 'U') are in any way binding upon Government and whether the said notice can be ignored

48) The facts of the case are clearly noted in paras 18 to 30 of the Notes So I need not reiterate the facts here

49) From Flag 'U' it is seen that the authors thereof contend that if acquisition proceedings are pursued at the present moment, the people, whose buildings would be acquired, would be put into considerable hardship Further, it is contended that the proceedings to acquire the additional 40 feet width of space on either side of the road to enable the unicipality to form shop sites would be an act which would not in any way be justified under the Land Acquisition Regulation and would be characterised as ultra vires of the Act in as much as the object of acquiring Shop sites would not come under the category of public purpose as defined in the Act So it is requested that the Government may kindly stop the present acquisition proceedings and keep this scheme in abeyance until normal times return otherwise, they will be forced to take legal action in a proper Court of Law and they add that this letter may be taken as their statutory notice required for the purpose under the Civil Procedure Code

50) If the whole notice is perused it will be seen that the main object of the authors of the notice is that the Government should stop acquisition proceedings Hence a suit if filed, would be a suit for injunction against Government to stop acquisition proceedings So for as ?? Mysore concerned such a suit is barred under Act 7 of 1923 Suit for injunction does not lie against Government

51) It xx therefore follows that the present notice even, if it is to be considered a statutory notice may be safely ignored and land acquisition proceedings may be proceeded with

52) But when proceedings under the Land Acquisition Act are undertaken, Government must be extra careful to see that the object for which the proceedings are taken up are strictly for a public purpose Otherwise the Government would be liable for damages Such a suit is permissible under Act 7 of 1923

53) No doubt construction of a road is a public purpose (1926, Madras, 10-99) But the question, whether the acquiring of 40 feet on either side of the road for purposes of selling sites to private persons and building shops thereon comes within the definition of a "public purpose" is not quite free ~~fee~~ from doubt and difficulty This idea of building shops on either side of the road was brought into effect, in order that the whole scheme under-lying the acquisition may eventually become a self supporting scheme It cannot be denied that a broad road with shops on either side will also be good to the public Viewing from this point of view it may be said that the scheme is for the public good But if it is thought that by this scheme the unicipality ~~is~~ profited at the expense of the set-house owner then perhaps it may not come under the purview of Section 6 of the Land Acquisition Act and as such may give a cause of action to the aggrieved persons to file a suit for damages against Government

It is therefore very necessary that Government should act very cautiously in such matters In C W N 393-399 it is held as follows:

"If a person or body of persons having statutory authority for the construction of works, exceeds or abuses the powers conferred by the

56) Not a suit for damages, but a suit for recovery of land on the ground that the Govt got wrongful possession of it or for compensation of restitution cannot be had

the Legislature the remedy of a person injured in consequence is by action or suit and not by a proceeding of compensation under the statute, which has been so transgressed"

Further, in Indian Cases Page 600-Calcutta, it has been held "that though a notification ~~is~~ issued under Section 6 of the Land Acquisition Act, was conclusive, so far as Section 4 of the Evidence Act is concerned, ~~Yet~~ Ex the High Court was entitled to enquire into the validity of the steps which led up to that declaration and into the legality or otherwise of the Acts of the Calcutta Corporation and of the Improvement Trust " The latter case may be of considerable help to us in deciding whether the scheme of building 40 shops on either side of the road would come under the purview of Section 6 of the Act or not

56) (2) High Court volumes & Case laws, placed for reference in the file — 27/2/45

55) Thus though we may ignore the present notice and go on with the acquisition proceedings we have to see that what all we do is done strictly in accordance with the provisions laid down in the Land Acquisition Act and if that is done, any suit for damages against Government even if filed would prove infructuous

Law Secretary) 27/2/45

57) I generally agree

No consideration need be given to the so called notice since it is not in accordance with the provisions of Section 80 of the Code of Civil Procedure and since it is subsequently withdrawn by means of the letter written by the President of B V Krishna Iyengar Road Comittee dated 16th February 1945

60) So far as ~~regards~~ the portion required for the road is concerned, no difficulty can arise as it is clearly for a public purpose The doubt is regarding the portion proposed to be acquired for construction of shops If shops are to be constructed by the Municipality or the Government the acquisition can be definitely be considered to be for a public purpose but if the portion is the formed into sites and sold by the Municipality for making a profit or even for making up the amount spent for forming the road a doubt may arise, but the case would be somewhat similar to the case of acquiring lands for the formation of extensions in which case also the land acquired would be formed into sites and sold even for a profit

Further, if only the portion required for the road is acquired partly demolished & disfigured buildings on both sides will ~~be disfigured~~ ~~and~~ a present an ugly appearance If shops are constructed on either side not only will there be decency in -- appearance but will it also afford scope for removing congestion in Podpet and Chickpet We will in effect be forming another bazaar street In this sense the acquisition would be for a public purpose

But In the Notification issued under Section 4 of the Land Acquisition Act on 26th October 1940 and the notification issued under Section 6 on 10th January 1941 the purpose for the acquisition is stated to be for continuing B V Krishna Iyengar Road so as to join with Arcot Sreenivasa Char Street So the acquisition is only stated to be for formation of the road (and not for

for construction of shops) There is this defect The ~~only~~ argument that can be advanced in favour of the acquisition is that the formation of the road includes all the necessary concomitants and the requirements for the fulfilment of its object

62) Any how, as I have already pointed out on 19 1 1945, the owners are too hard hit by adopting the values that prevailed in 1940-41 when the notifications ~~are~~ were issued In the usual course acquisition proceedings should have started soon after the notifications were issued If notifications had been issued in 1944-45 three to four times the value that prevailed in 1940-41 should have been given to the owners It is also to be pointed out in this connection that they have to spend now ~~four~~ about three to four times what they would have spent in 1940-41 for constructing new houses Therefore the owners deserve to be given some compensation on this account The Land Acquisition Officer cannot do it since he is required to adopt the values that prevailed on the date of the notification

63) Sufficient time ~~should~~ may also be given to them for vacating the buildings

O FICE OF THE MINISTER FOR REVENUE & LAN
1 MAR 1945
No 3051

Cc 28 2 45

28/2/45

6153

To

The Secretary to the Government of
His Highness the Maharaja of Mysore
Law Department, BANGALORE

Sir,

We the undersigned petitioners who are deprived of our houses on account of the construction of B V Krishna Iyengar's Road, beg to submit as follows -

Since the Municipality has done great injustice to us by not giving proper compensation and suitable sites, we had submitted a petition to the Government requesting the Minister for Revenue & Law to pay a visit to the spot

Even before the arrival of the Minister, the officials of the Municipality are simply urging us to give possession of our houses This has indeed caused us great loss and -- much inconvenience

Under the above circumstances, we most humbly beg of you to be good enough to see that no harm is made by issuing 'Stay Order unless and until the Minister pays a visit to the spot and makes enquiries about it

Thanking you,

Your most obedient servants,

22nd March 1945
Bangalore City

Address
B Veeranagappa
Prop Mysore Golden Agarwala Co
Hospital Road
Bangalore City

Sirled The main file on the subject is before the Minister
R & L
KB
23/3
7576

The petitioners request for a stay order till the Minister pays a visit to the spot
For orders
Law Secy

Construction of B.V. Krishnadyanga Road
6153

66| Has the stage of taking possession been reached?

23-3-45

67| Subd It is ascertained that it has reached the stage of taking possession of the properties and that possession has not yet been taken.

26/3

Law Secy) for 27 3 45

7664
28/3/45

68| Submitted in continuation

28 3 45

Minister R.R.

OFFICE OF THE MINISTER FOR REVENUE & L.W.
No 3907
Date 29 3 45

69| This is a matter for personal inspn & decision after discussion with the parties concerned & the municipal authorities, which for various reasons I could not do though I intended & therefore I am afraid I must leave it with regret for the new minister to pursue the question

OFFICE OF THE MINISTER FOR ~~L.R.G.~~ & P.H.
Edn
Date 12 7 45
No 291

9-7-46

Continuation of B V Krishna Iyengar Road

File No

Continuation Sheet | Current No | of | Page

70)
The Addl Secy will please bring up after posting this to the file

5/8

71) The file was put up in person and instructions received

72) Since it has been finally decided by Govt that the Municipality should initiate acquisition proceedings and that the necessary financial accomodation would be allowed by Govt, the following course of action is suggested having regard to the previous history of the case and the developments that have taken place from time to time

1) That the Municipality do arrange to acquire as much land as they deem fit (even if it is up to a width of 130 feet) for the formation of this road

2) That compensation be calculated at the rates now prevailing and not at the rates current at the time of the issue of

POLITICAL 1151

6153 , Continuation of B V Krishna Iyengar Rao

File No

Continuation Sheet | Current No | of | Page

preliminary notifications and that the Land Acquisition officer be asked to make awards accordingly

3) That suitable sites be granted to all houseowners who are dispossessed of their property consequent on this acquisition

4) That possession of the property proposed to be acquired be taken, six months after sites are allotted in a suitable locality

73) If the above suggestions are approved, the Land Acqn officer has to make fresh Enquiries & pass awards The Estimated Cost of acquisition would require revision There would be no agitation that the Municipality were acquiring the land for purposes of profiteering and that it was not strictly required for a public purpose There would be satisfaction all round and Govt would have disposed of a ticklish case in an Equitable manner

Minister for Edn & PH.) [signature] 25/8

74) [signature] 27/8/45 [signature] 25/8/45

Dewan) [signature] 27/8/Am

OFFICE OF THE ... FOR EDUCATION & P...
Date 25 8 45
No 1177

DEWAN'S OFFICE
28 AUG. 1945
NO 1191

C. P. 69]

6153

Continuation of B. v. Krishna Iyengar Road Bangalore City

Continuation Sheet | File No / Current No | of | Page

1191

75) How far has the acquisition work proceeded? Has the Municipal Council taken steps to provide sites in Kalaspalyam Extension to the owners of the properties that are to be acquired? While calling for this information, the requests made by the petrs may be referred to the Municipal Council for ~~consideration~~ opinion.

Minister for Edn & PH) 2/9/45 3/9 3/9/45

76) 4/9/45 4/9/45

77) Dft letter pl 4/9/45

78) Sold with a draft letter

79) 6/9/45

Mu 6/9 To The Municipal Council Bangalore L 2445 D 25-9-45 calls for the information

O. E. C. T. FOR E. CONT. P. P. Date 3 9 45 No 1474

GEN & REV

Sus A

WD 02139—GPB—20 000—26-2-45

Continuation of B V Krishna Iyengar
4755/1 5 6153/1 Road

C F 69]

Continuation Sheet | File No / Current No | of | Page

from the Municipal Town Bangalore
L1 998-40 41, dated 4-1-46
states that the city Municipal Council have resolved that the Special Land Acquisition officer may take de jure possession of the properties on payment of compensation amounts to the parties, but should not evict them from the premises except on certain conditions and requests orders thereon.

5347 / 27/1

80) Full information has not been furnished

81) A draft calling for the same is put up

TYPING S. 20 JAN 1947

Rw 28/1

82) 1) Issue at once
2) Resubmit after issue
28/1/46

To M Town
L 7652 d 29-1-46
calls for information.

Resubmitted

82) The resolution dated 27 11 1945 — [illegible] 1.12.46
Rw 27/1
is for perusal it would not be possible to give effect to it unless until the Kalasipalyam layout is actually accomplished & the sites are allotted to the persons evicted from their present residential quarters in the B V Krishna Iyengar Road
The receipt of further information called for will be awaited Dms 1/2/46 Reopening from 29/1/41

5467

Sub A

General and Revenue Secretariat | File No 7913 of 194 4755 [App F III-2

Serial No

841 Subd with a draft remarks

AD 22/3 25/3

83) Issued for 3/3/46

To Mr. Town B city
L 9921 d 27-3-46
Remarks
R No 11764 d 27-4-46
Remarks

TYPI 25 MAR 1943 GEN. & REV SECTT

From the Municipal Town B city
L1 998/40-41, d 4-5-46
~~Town~~ States that the preliminary work of acquisition of land and properties in the Kalasipalyam Layout is completed, that the sites would be demarcated, as soon as the roads are formed, and that the sites would be ready by about the end of the current official year

86) The Municipal Town has reported that the Honorary President has suggested that there is no necessity to have the B V Krishna Iyengar Road more than 50' to 55' and that the matter has again been placed before the Council, and that its decision would be communicated in due course

87) Refer para 75 Supra

88) pl put up a statement giving categorical replies to the points refd to in para 75 of the notes 11/5/46

NOTE—Contn Sheet

10/5

1913 Continuation of B v Krishna Iyengar Road

File No of 194 | General and Revenue Secretariat

Serial No

89) The particulars are furnished below —

I How far has the acquisition work proceeded?

Out of 65 properties proposed for acquisition in the I stage, awards were passed in respect of 61 properties during the year 1944-45 — ~~that~~ only three properties (out of 61 acquired) were taken possession of and the owners of the remaining properties refused to hand over possession so it is reported that further action was stopped as per G.O. No L 44458 - III 22-44-29, dated 6-11-44.

II Has the Municipal Council taken steps to provide sites in Kalaspalyam extension to the owners of the properties that are to be acquired?

71 Out of 84 properties proposed for acquisition in the Kalaspalyam Layout, 76 properties have already been taken possession of by the Municipality — 3 cases are pending in the Court — 3 cases are released from acquisition and two cases are pending before the city Improvement Committee

Flag 'Y'

Serial No

III The requests made by the petitioners may be referred to the Municipal Council

92 The Municipal Council has at its meeting held on 27-11-45, resolved that the Special Land Acquisition Officer may take "de jure" possession of the properties on payment of the compensation amount to the parties, but he should not evict them from the premises except on certain conditions noted below

1) that every party concerned shall be offered a site at 25% less than the market value, in Kalasipalyam Layout

2) that a period of 12 months shall be allowed for the parties to put up a building

3) that at the end of 12 months, the party shall be evicted from the premise acquired

4) that from the date the Land Acquisition Officer takes "de jure" possession, until the party is evicted, he shall be treated as a tenant at will, on payment of reasonable rent

5) that the parties shall be at liberty to contest the awards

93) The above note is subd for perusal, with reference to the

NOTE—Contn Sheet.

22/5

Continuation of B V. Krishna Iyengar Rd.

File No 7913 of 194 | General and Revenue Secretariat

Serial No

Dewan's minute, in para 75 supra

94) It is seen from the Municipal Commr's letter that the question of having a width of only 50 to 55 feet for the B V Krishna Iyengar road has been taken up for consideration afresh, instead of the 130 feet as already decided upon and that it has been referred to the council for a final decision. This move on the part of the M L Cl is not quite proper, as, at this rate, there will be no finality for the resolutions passed by the M L Cl

Refer para 75 supra

Revised 18/6/46

11351/1916

95) Ask M L Commr to report final decision of the Council Yesterday at a meeting in the Dewan's Chambers, the necessity for arriving at some conclusion was pressed on the attention of the President, M L Commr

[signature] 19/6/46

96) Off pl

79/3

97) Subtd with a draft letter

19/6

98) [illegible]

To The Municipal Com, Bl'ore
L 14232 d 22-6-46.
calls for the final decision
of the Municipal Board

TYPING SECTI
20 JUNE 1946
& REV SEC

Sub Ct

From the Municipal Comr Bangalore
L 1998/40-41, dated 27-9-46
States that the City Municipal Bl has,
at its meeting held on 3-8-46 resolved that the
acquisition of properties for widening the B V
Krishna Iyengar road and providing sites to the dishonsed
people may be taken up by the Trust Board, Bangalore
and requests orders of Govt thereon

ii) The history of the case has been explained
at paras 18 to 29, 57 to 63, and 71 to 76 of the
notes supra

iii) The points raised by the Dewan in his
minute dated 2-9-45, have been answered at-

Paras 89 to 94 of the Notes Supra

The City Municipal Council has now resolved to entrust the acquisition of properties for widening the Sir V Krishna Iyengar road and providing sites to the dishoused people to the Trust Board

(iv) Reference is invited to the proceedings of the Meeting of the Municipal Council held on 8-8-1946, wherein some of the members have urged that, by transferring the above scheme to the Trust Board, the Municipal Council would be only evading responsibility to provide the dishoused people with sites

The City Municipal Council has all along handled the Scheme, and in G.O. dated 26-8-40, Govt have already sanctioned an advance of Rs 3,49,000/ carrying interest at 4½% to the Municipal Council in order to enable it to take

327/46-47/
Dy [illegible]

up the Scheme

104) Out of 65 properties proposed for acquisition in the I stage, awards were passed in respect of 61 properties, during 1944-45 and only 3 properties are reported to have been taken possession of

105) It is not known why the city Municipal Council has changed its mind now

106) ~~The~~ As the Government have already decided that the road work should be executed by the Municipal Council itself, it is for consideration if any modification of the orders is called for at all

107) Refer para 75 of the Notes Supra

~~The proposal~~ Point for orders is the one mentioned

Sn 4/10 108) proposal in para 101 Supra — whether the work relating to the acquisition of properties & formation of the [illegible] V Kristinagar road may be transferred from the Bloreeif MCC to the Bloreeif Improvement Trust

109) Shop? What is bonus? Board 110) ASKM! Comm^rs for details of discussions of the meeting of possible

Fwd 20/X/46 [illegible] 6/10/46 xx

3767 √ C 327/L

111) Dft letter please

[illegible] 29/11/46

112) A draft letter is put up

113) [illegible] 24 10 46

Mu 23/10

To

The Municipal Comm B'lore
L 52 79 d 29-10-46
calls for the above information

From the Municipal Comm B'lore
L1 9 98 dated 15-11-46

States that no more details are available other than those furnished in the council proceedings dated 3-9-46 and that the City Municipal Tel has suggested the transfer of the scheme to the Trust Board mainly on the ground that it is financially better fitted to execute such schemes

114 Subject for perusal

115) Refer para 109 supra

Mu 28/11

116) The Bloc-cf Improvement Trust Board have also agreed to take over this work, if this is transferred to them. Pl put up the copy of their resolution on the subject

[illegible] 29/11/46

4178 5 3767 5 4740

petition addressed to His Highness the Maharaja from the rate payers of No II Division, Bangalore city, requesting that the proposed B V Krishna Iyengar road may be 50' in width

117) The previous proceedings of the Trust Board Meeting have been submitted to the Minister for Education & H.

118 A draft calling for a copy of the same relating to the present subject is put up

→ 119) Immediate

3/12/46

3/12

TYPING SECTION
3 DEC 1946
GEN & H V SECTT

120) The Chairman, C & T Board B'lore
8314 d 4-12-46
Calls for a copy of the Trust Board Resolution

From Chairman C & T Board Mysore
1649 d 11-12-46

Yds a copy of the Resolution of the Board, agreeing to take up the scheme re the continuation of the B

Continuation of [illegible] 10 [illegible] Krishna Eye
4740
5 4175

Krishna Eye-Care Road of transferred by Govt

120 Subd for perusal

Refer para 109 [illegible]

11 The M[illegible] Cont[illegible] has replied that as the Trust Board is in financially better condition to undertake this work, it will be transferred to the

17/12 122 Refer [illegible] invited to para 2 of the Chairman's letter dated 11/12/46

Date 19/12/46
To 4192

123 refer paras 109 & 110 [illegible] report from the Chairman will be awaited

Revised) [illegible] 18/12/46

Minister for Edn & PH)

[illegible] 19/12/

1243 Please put up the Govt [illegible] order which ~~[illegible]~~ directs that occupants of houses to be acquired shd be provided with houses before they are dispossessed

[illegible]
29/12/46

~~[illegible]~~
[illegible] 31/12/46

4740

Subj - Continuation of the B v Krishna Iyengar Road, Bangalore

125) The following Jos on the subject are put up

6567/13/1

Flag 'B' - Jo No R 1389-455 - L R 21,23-50 dated 20-8 1924 directing among others, that suitable sites not less in extent than that acquired should be provided to the "Panchamas"

Flag 'C' - Jo No L 5440-50- V P 42-342, dated 7-2-1935 issuing instructions re the procedure to be followed in connection with the acquisition of lands required for the new village extensions, and directing that the owners of plots in the old site will be entitled to plots of approximately equal area, in the new, efficiency free of cost

Flag 'A' - This office letter No L 4456/Ml 22-44-29 dated 6 11-1944, directing that the acquisition proceedings in connection with the continuation of the B v Krishna Iyengar Road may continue, but taking possession of properties may be delayed, till the sites are allotted to the owners by the city Municipal Board

126) Refer para 124 supra

Rev Secy [signature] 21/1/

[signature] 11/1/47

4740

127 Ref: para 124 above
Minister for Edn & PH

[illegible]
13/1/47
[illegible]
15/1/47

Date. 16-1-47
No 45-93

128 The scheme may be transferred to the Tr Bd for speedy execution and the reserved sites in the Kalasipalyam extension may be given to the dispossessed people wherever necessary

[illegible]
30/1/47

[illegible]
30/1/47

129 Sft letter pt [illegible] 30/1/47

130 A draft letter is put up for appl

Rev Secy [illegible] 31/1/47

31/1/47 131 (Since Bnt is thing a Council matter I don't think so Anyhow, please verify [illegible] 1/9/47

[illegible]
31/1/47

Wrestation of B V Krishna Iyengar Road, Scheme
4740 / 6152

Sold

132) This is not a Bonnal case

133) This may perhaps be, submitted to the Dewan for kind perusal before being issued

Rev Secy for 1/2/47

1/2/47

134 Please point out the section of the Act under which this can be transferred to the Trust Board or the relevant GO.

Letter no 2086 d 30/1/47 from the Chairman C S T Board, Bllore, forwarding a copy of the Resolution d 17/1/47

3/2/

135) Reference is invited to Sections 14 and 15 of the Bangalore City Impt Trust Board, according to which the Trust Board has to take up improvement schemes on the basis of orders passed by the Govt.

Flag 'B'

136) The collection M/10-44-26, entrusting certain schemes to the Trust Board, in the first instance is put up

Flag 'D'

Rev Secy for 8/2/47

7/2/47

11.740

This is one of the questions which is for some reason or another pending for quite a long time. It is also a ticklish question involving vested interests. Anyhow the Trust Board is now asked to undertake the responsibility. The papers are for perusal before issue of the draft letter.

Dewan

6168

8/2/47

10/2/47

10/2/47

Issue from 10/2/47

The [illegible] [illegible]

L 11576/ [illegible] 22-2-47-103 d 22-2-47

Approves the proposal

11567 d 22-2-47

~~Approves [illegible]~~ Fds [illegible] for necessary action

TYP SECTION
11 FEB 1947
[illegible] SECTI

13

BANGALORE CITY MUNICIPALITY

No L1 998/Gous
Encl

MUNICIPAL OFFICES
Bangalore 29th Feb 1944

FROM
P SURYANARAYANA SETTI ESQ B A LL B
MUNICIPAL COMMISSIONER
Bangalore City

To
C Narayanaswamy Naidu, Esq , B A , B L ,

SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE
LAW DEPARTMENT BANGALORE

SIR

With reference to your letter No L 7918 dated 2nd February 1944, calling for the opinion of the Municipal Council on the petition received from the residents of the Second Division, Bangalore City, in the matter of acquiring the properties required for widening and continuing B V Krishna Iyengar Road, I have the honour to state that Mr H C Suryanarayana Rao and nine other Municipal Councillors sent a requisition to the President to convene a Special General Meeting of the Council to consider this subject Accordingly a Special General Meeting of the Council was held on 21-2-1944 The petition received with your letter under reply and a note on the subject were placed before the Council The subject was discussed at great length and it was resolved that a Committee consisting of the marginally-noted personnel be appointed to suggest ways and means for relieving hardship in regard to housing likely to be caused to the persons who will be rendered homeless in connection with the acquisition of properties for laying the Manorama Road and to submit a report within one month

1 The Municipal Commissioner
2 The Municipal Engineer (Secretary)
3 Mr M A Gopalaswamy Iyengar (Chairman)
4 Mr G R Ethirajulu Naidu
5 Mr C N Narasinga Rao
6 Mr Mirza Azizulla Beig
7 Mr K M Naganna

The report of the Committee will be placed before the

the Council and their decision reported to Government in due course

A copy of the Proceedings of the Council Meeting - referred to above is herein enclosed for favour of information of Government

I have the honour to be,
Sir,
Your most obedient servant

Municipal Commissioner

Forwarded with compliments

PRESIDENT I/C

ksm

Proceedings of the Special General Meeting of the City Municipal Council, Bangalore, held on ~~Friday the~~ Monday the 21st February 1944 at 4 P M in the Council Chambers of the City Municipal Offices, Bangalore

Present

MOHAMAD ISMAIL SHERIFF, ESQ., B A , (President)

Messrs

1 G H Ethirajalu Naidu, B A ,B L ,
2 N Keshava Iyengar, B A ,B L ,
3 Ramalal Thiwari,
4 Gundenahalli Nanjappa,
5 C Chennaiah,
6 Singam Rangaswamappa,
7 S Visva Murthy,
8,P V Ramachandra Guptha
9 D Venkataramanappa
10 C N Narasinga Rao,
11 M A Gopalaswamy Iyengar, M A ,B L ,

Messrs

12 M K Narayana Iyengar,B A ,B L
13 Mrs Dwarakabayi Cadambi,
14 Mr P C Suryanarayana Rao,
15 " K M Naganna
16 " K Ambrosa Ananda,B A ,L
17 " A K Jayamutha Raju,
18 Misrilal Parasmul
19 S.Gouse Mohiyuddin,
20 A J Khaleel, B A ,B L
21 Mirza Azizulla Beig

Absent

Messrs,

1 M V Veerappa
2 W H Hanumanthappa,
3 H V Shankarappa,
4 B N Guptha,
5 K N Ramaswamy,B A ,

Messrs

6 P Siva Shankar, B A ,LL B ,
7 P R Ramaiah, B Sc ,
8 L S Raju, M A (Hons)B L ,
9 T T Sharma

Appendix F G —1]

SUBJECT

Section

File No

Serial No

Diary No of letter replied to

No L9348

To

General and Revenue Secretariat

( )

the *194*

The Mil Commr B Cif this Ob

Sir,

with reference to your letter No L1 998/40 41 Dy 29-2-44 re the acqn of Properties for widening and continuing the B V Krishna Iyengar Road in the city, I am directed to request that the original Petition sent with this office letter No 7918 Dy 2 2 44 may be kindly returned

A copy of the Petition may be ~~retained~~ returned in your office ~~kept~~ for reference ~~in your office~~ if necessary.

I have etc

for

Jor Law secy to Gt

2/3

ate of issue 7/3

Signed by Mr G R Rao

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—24 10 41

BANGALORE CITY MUNICIPALITY

No L1-C 998/40-41

Encl

MUNICIPAL OFFICES

Bangalore 15th March 1944

FROM

P SURYANARAYANA SETTI ESQ BA LL B
MUNICIPAL COMMISSIONER
Bangalore City

GEN & REV SECRETARIAT
5651
16 MAR 1944
L S G BRANCH

To

C Narayanaswamy Naidu Esq B A , B L ,
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE
LAW DEPARTMENT BANGALORE

SIR

As desired in your letter No L 9348/41 of the 7th instant, I have the honour to enclose herein the original petition from the residents of the II Division in connection with the widening of B V Krishna Iyengar Road, received with your letter No 7918 of the 2nd February 1944

I have the honour to be,
Sir,
Your most obedient servant,

P Suryanarayana Setti
Municipal Commissioner

mlt

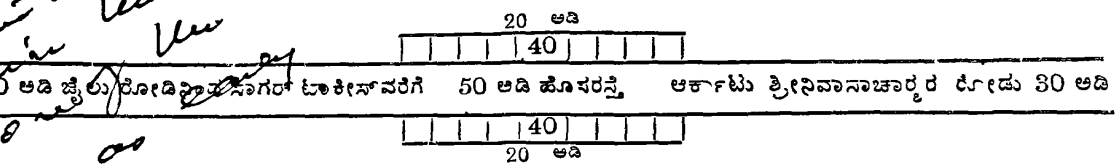
Forwarded with compliments

Honorary President in charge

ಮೈಸೂರು ಶ್ರೀಮನ್ಮಹಾರಾಜಾ ಸರ್ಕಾರದ ಆರೋಗ್ಯ ಮತ್ತು ಸ್ಥಳೀಯ ಸಂಸ್ಥೆಗಳ
ಸಚಿವರ ಸನ್ನಿಧಿಯಲ್ಲಿ

ಬೆಂಗಳೂರು ಸಿಟಿ ೨ನೇ ಡಿವಿಜನ್ ನಿವಾಸಿಗಳ ಅರ್ಜಿ

ಬಿ ವಿ ಕೃಷ್ಣಯ್ಯಂಗಾರ್ಯರ ರಸ್ತೆ ವಿಷಯ



ಅಂಗಡಿಗಳ ಹಿಂಭಾಗದ ಮನೆಗಳಿಗೆ ಬೇಕಾದ ರೋಡು

ಸ್ವಾಮಿ,

I **ಯುದ್ಧ ಕಾಲದ ಕಷ್ಟಗಳು** – ಪ್ರಜೆಗಳಿಗೆ ಯುದ್ಧದ ದೆಶೆಯಿಂದ ಉಂಟಾಗಿರುವ ಅನೇಕ ಕಷ್ಟಗಳನ್ನು ಲಕ್ಷಿಸದೆ ಬೆಂಗಳೂರು ಸಿಟಿ ಪೌರಸಭೆಯವರು ಮೇಲ್ಕಂಡ ರೋಡು ವಿಷಯವನ್ನು ಮುಂದುವರಿಸಲು ಮುತುವರ್ಜಿ ವಹಿಸಿ ಒಪ್ಪಿಗೆಯನ್ನು ತೆಗೆದುಕೊಂಡು ಲ್ಯಾಂಡ್ ಆಕ್ವಿಜೇಷನ್ ಆಫೀಸರನ್ನು ಮುಂದಿನ ಕ್ರಮ ನಡೆಸಲು ಏರ್ಪಡಿಸುವುದನ್ನು ನೋಡಿ ಅರ್ಜಿದಾರರು ಭಯಭ್ರಾಂತರಾಗಿದ್ದಾರೆ ಹಿಂದೆ ಪೌರಸಭೆಯವರೂ ಘನಸರ್ಕಾರದವರೂ ಯುದ್ಧ ಮುಗಿಯುವವರೆಗೂ ಈ ಕೆಲಸವನ್ನು ಮುಂದೂಡಬೇಕೆಂದು ತೀರ್ಮಾನಿಸಿದ್ದರು ಪುನ ಈ ವಿಷಯವನ್ನು ಕಾನೂನು ನಡೆವಳಿಕೆಗಳಿಗೆ ವಿರುದ್ಧವಾಗಿ ಹಠಾತ್ತನೆ ತೆಗೆದುಕೊಂಡಿರುವುದರಿಂದ ನಾವೆಲ್ಲರೂ ಸಂಕಟಕ್ಕೆ ಗುರಿಯಾಗಿರುತ್ತೇವೆ

II (i) **ರೋಡು ಅಗಲ ಎಷ್ಟಿರಬೇಕು ?** ಈ ಪ್ರಶ್ನೆಯನ್ನು ಖಾವಂದರು ಪರ್ಯಾಲೋಚಿಸಬೇಕು ಕೃಷ್ಣಯ್ಯಂಗಾರ್ ರಸ್ತೆಯ ಎರಡು ಕಡೆ ೫೦ ಅಡಿ ಮತ್ತು ೩೦ ಅಡಿ ಅಗಲ ಮಾತ್ರವುಳ್ಳ ರೋಡುಗಳು ಇರುವುದರಿಂದ ಈ ರೋಡುಗಳ ಅಗಲವನ್ನು ಹೆಚ್ಚಿಸುವ ಸಾಧ್ಯವಿಲ್ಲ ಇವುಗಳ ಮಧ್ಯೆ ಇರತಕ್ಕ ರೋಡು ೧೩೦ ಅಥವಾ ೧೭೦ ಅಡಿ ಅಗಲವಿರಬೇಕೆಂಬುದು ಸಾಧುವಲ್ಲ ೫೦ ಅಡಿ ಅಗಲದ ರೋಡು ಇಟ್ಟುಕೊಂಡರೆ ನಮ್ಮ ಅಭ್ಯಂತರವೇನ್ನು ಇಲ

(ii) ಈಗ ರೋಡಿಗಾಗಿ ೫೦ ಅಡಿ ಮತ್ತು ರೋಡಿನ ಎರಡು ಕಡೆ ಅಂಗಡಿಗಳಿಗಾಗಿ ೮೦ ಅಡಿ ಒಟ್ಟು ೧೩೦ ಅಡಿ ಅಗಲವಿರಬೇಕೆಂದು ಮುನಿಸಿಪಾಲಿಟಿಯವರು ನಿರ್ದರಿಸಿದ್ದಾರೆ ಇದಲ್ಲದೆ ರೋಡಿನ ಎರಡು ಪಾರ್ಶ್ವಗಳಲ್ಲೂ ಮಹಡಿಯುಳ್ಳ ಎತ್ತರವಾದ ಅಂಗಡಿಗಳು ಬರುವುದರಿಂದ ಈ ಅಂಗಡಿಗಳ ಹಿಂದೆ ಇರತಕ್ಕ ಮನೆಗಳಿಗೆ ೨೦ ಅಡಿ ಅಗಲವಾದರೂ ರೋಡು ಮಾಡಿದಲ್ಲಿ ೧೩೦+೪೦=೧೭೦ ಅಡಿ ಅಗಲವಾದರೂ ಅಕ್ವೈರ್ ಮಾಡಿಕೊಳ್ಳಬೇಕಾಗುವುದು ೫೦ ಅಡಿ ರೋಡು ಅಗಲಕ್ಕೆ ೧೦೦ ಮನೆ ಅಕ್ವೈರ್ ಮಾಡಿಕೊಂಡರೆ ೧೭೦ ಅಡಿ ಅಗಲಕ್ಕೆ ೩೫೦ ಮನೆಗಳನ್ನು ಅಕ್ವೈರ್ ಮಾಡಿಕೊಳ್ಳಬೇಕಾಗಿದೆ ಇಷ್ಟು ಮನೆಗಳನ್ನು ಹೊಡೆಯುವುದರಿಂದ ಅನೇಕ ಬಡವರ್ಗದವರು ಅಪಾರವಾದ ಸಂಕಟಕ್ಕೆ ಗುರಿಯಾಗುತ್ತಾರೆ, ಅಲ್ಲದೆ ಮಹಡಿಗಳನ್ನು ಕಟ್ಟುವುದರಿಂದ ಹಿಂಭಾಗದ ಮನೆಗಳವರು ಗಾಳಿ ಬೆಳಕಿಲ್ಲದೆ ಅನಾರೋಗ್ಯಕ್ಕೆ ತುತ್ತಾಗುತ್ತಾರೆ ಖಾವಂದರು ದಯವಿಟ್ಟು ಈ ವಿಷಯವನ್ನು ಗಮನಿಸಬೇಕಾಗಿ ಬೇಡುತ್ತೇವೆ

(iii) ೮೦+೨೦+೪೦ ಅಡಿ ರೋಡಿಗಾಗಿ ಮುನಿಸಿಪಾಲಿಟಿಯವರು ವೃಥಾ ಹಣವನ್ನು ನೆಚ್ಚಮಾಡುವ ಬದಲು ೧೩೦ ಅಡಿ ಅಕ್ವೈರು ಮಾಡುವ ಯೋಚನೆಯನ್ನು ಮನ್ನಾಮಾಡಿ ೫೦/೩೦ ಅಡಿ ಅಗಲಕ್ಕೆ ಅಕ್ವೈರು ಮಾಡಿ ರಸ್ತೆ ಮಾಡಿಸಬೇಕಾಗಿ ಪ್ರಾರ್ಥಿಸುತ್ತೇವೆ

III **ಬೆಟ್ಟರ್ ಮೆಂಟ ತೆರಿಗೆ** ೫೦ ಅಡಿ ರೋಡಿಗೆ ಮುನಿಸಿಪಾಲಿಟಿಯವರು ತಾವೇಕೆ ಖರ್ಚ ಮಾಡಬೇಕೆಂದು ಹೇಳಬಹುದು ನಿಷ್ಕಾರಣವಾಗಿ ೪೦ ಅಡಿ ಉಳ್ಳ ರೋಡುಗಳಿಗೆ ಖರ್ಚು ಮಾಡುವ ಬದಲು ೫೦ ಅಡಿಯ ಒಂದೇ ರೋಡಿಗೆ ಖರ್ಚು ಮಾಡುವುದರಿಂದ ಜನರಿಗೂ ಮುನಿಸಿಪಾಲಿಟಿಯವರಿಗೂ ಅನುಕೂಲವಾಗಿರುತ್ತದೆ ಸಿಟಿ ಇಂಪ್ರೂಮೆಂಟ್ ಮಾಡಲು ಮುನಿಸಿಪಾಲಿಟಿಯವರು ಮತ್ತು ಘನಸರ್ಕಾರದವರು ಮೊದಲಿನಿಂದಲೂ ಸಹಾಯ ಮಾಡುತ್ತಲೇ ಇದ್ದಾರೆ ಕ್ರಾಂಬೀಗಲ್ ರೋಡನ್ನು ಮೈಸೂರು ರೋಡನ್ನು ಮುನಿಸಿಪಾಲಿಟಿಯವರೇ ಸ್ವಂತ ಖರ್ಚಿನಿಂದಲೇ ಮಾಡಿರುತ್ತಾರೆ ಮಲ್ಲೇಶ್ವರ ಚಾಮರಾಜಪೇಟೆ ಮುಂತಾದ ಎಲ್ಲಾ ಒಡಾವಣೆಗಳನ್ನು ಸರ್ಕಾರದವರೇ ಮಾಡಿರುತ್ತಾರೆ ಈ ರೀತಿಯಾಗಿ ೫೦ ಅಡಿ ರೋಡು ಮಾಡಿಸಬಹುದಾಗಿ ಬೇಡುತ್ತೇವೆ

(ii) ಈ ರೀತಿ ಮಾಡಿದಲ್ಲಿ ಮುನಿಸಿಪಾಲಿಟಿಯವರಿಗೆ ಹೆಚ್ಚಿನ ಕಂದಾಯ ಬರುತ್ತದೆ ಹಾಗೆ ಮಾಡಲು ಸಾಧ್ಯವಿಲ್ಲವೆಂದು ಹೇಳುವುದಾದರೆ ಕಂಟ್ರಿಬ್ಯೂಷನ್ ಸಿಸ್ಟಂ ಪ್ರಕಾರ ಸರ್ಕಾರದವರೂ ಮುನಿಸಿಪಾಲಿಟಿಯವರೂ ತಮ್ಮ ತಮ್ಮ ಹಿಸ್ಸೆಗಳನ್ನು ವಹಿಸಿಕೊಂಡು ನಮ್ಮ ಮೇಲೆ ಸೂಕ್ತವಾದ ಟಾಕ್ಸನ್ನು ಹಾಕಿದರೆ ನಾವು ಕೊಡಲು ಸಿದ್ಧವಾಗಿದ್ದೇವೆ ಅಲ್ಲದೆ ಮುನಿಸಿಪಾಲಿಟಿಯವರು ಗೊತು ಮಾಡುವ ಡಿಸೈನಿನಂತೆ ಅಂಗಡಿಗಳನ್ನು ಕಟ್ಟಲು ಸಿದ್ಧರಾಗಿದ್ದೇವೆ ಅದರಂತೆ ಮುನಿಸಿಪಾಲಿಟಿಯವರು ವಿಧಿಸುವ ನಿಬಂಧನಗಳಿಗೆ ಬದ್ಧರಾಗಿರುತ್ತೇವೆ ಈ ರೀತಿ ಮಾಡುವುದರಿಂದ ನಗರದ ಶೃಂಗಾರಕ್ಕೆ ಯಾವ ಲೋಪವೂ ಬರುವುದಿಲ್ಲ ಪ್ರೊಫೆಸರ್ ಗಿಡ್ಡೀಸ್‌ಯವರು ದೊಡ್ಡಪೇಟೆ ಮತ್ತು ಚಿಕ್ಕಪೇಟೆ ಅಂಗಡಿಗಳು ಬಹಳ ಚೆನ್ನಾಗಿದೆಯೆಂದು ಅಭಿಪ್ರಾಯಪಟ್ಟಿದ್ದಾರೆ ಈ ಕಾಲದಲ್ಲಿ ಇನ್ನೂ ಉತ್ತಮವಾಗಿ ಕಟ್ಟಡಗಳನ್ನು ಮಾಡಲು ಸಿದ್ಧರಾಗಿದ್ದೇವೆ

P T O

(iii) ಹಾಗಿಲ್ಲದೆ ಮುನಿಸಿಪಾಲಿಟಿಯವರೇ ನಮ್ಮ ಮನೆಗಳನ್ನ ತೆಗೆದುಕೊಂಡು ಅಂಗಡಿ ಸೈಟುಗಳನ್ನಾಗಿ ಮಾಡಿ ಅದರಿಂದ ಆದಾಯವನ್ನು ಪಡೆಯಲು ಪ್ರಯತ್ನಿಸುವುದು ಧರ್ಮವೂ ನ್ಯಾಯವೂ ಅಲ್ಲವೆಂಬುದನ್ನು ವಿನಯದಿಂದ ವಿನಂತಿಮಾಡಿಕೊಳ್ಳುತ್ತೇವೆ

IV ಅರ್ಜಿದಾರರು ಬೇಡಿಕೊಳ್ಳುವ ರಿಯಾಯಿತಿಗಳೇನೆಂದರೆ ಈ ರೋಡಿಗೆ ಅಕ್ಕಪಕ್ಕದಲ್ಲಿರುವ ಮನೋರಮ್ಮ ಮತ್ತು ಕೋಲಾಲಾಡ್ಜ್ ಮೈದಾನವನ್ನು ಅಣ್ಣಮ್ಮನಗುಡಿ ಹಿಂದೆ ಇರತಕ್ಕ ಜಮೀನನ್ನೂ ಹಿಮಾಲಯಾ ಟಾಕೀಸ್ ಬಳಿ ಇರುವ ಹುಲ್ಲುಗಾಡಿಗಳು ಬಿಡುವ ಸ್ಥಳದಲ್ಲಿರತಕ್ಕ ಜಾಗವನ್ನೂ ಸುಬೇದಾರ ಛತ್ರದ ರೋಡು ಪಶ್ಚಿಮ ಮತ್ತು ಪೂರ್ವದ ಪಕ್ಕಗಳಲ್ಲಿರತಕ್ಕ ಜಮೀನುಗಳನ್ನೂ ಸೈಟುಗಳನ್ನಾಗಿ ಮಾಡಿಸಿ ನಮಗೆ ಕೊಡಬೇಕಾಗಿ ಪ್ರಾರ್ಥನೆ ಮುನಿಸಿಪಲ್‌ಗಾರ್ಡನ್ನಿನ ಆವಶ್ಯಕತೆಯು ಈಗ ಅಷ್ಟು ಇರುವುದಿಲ್ಲವಾದ್ದರಿಂದ ಈ ಪ್ರದೇಶವನ್ನೂ ಸೈಟುಗಳನ್ನಾಗಿ ಏಂಗಡಿಸಿ ನಮಗೆ ಕೊಡಿಸಿಕೊಡಬೇಕೆಂದು ಕೋರುತ್ತೇವೆ ನಾವು ಕೇಳುವ ಪ್ರದೇಶಗಳು ನಮ್ಮ ಕೈಗಾರಿಕೆ ಮತ್ತು ವ್ಯಾಪಾರಗಳಿಗೆ ಅನುಕೂಲವಾಗಿಯೂ ಹಳೆಯ ಪಟ್ಟಣಕ್ಕೆ ಸಮೀಪವಾಗಿಯೂ ಇರುವುದರಿಂದ ಇವನ್ನೇ ದಯಪಾಲಿಸಬೇಕಾಗಿ ಬೇಡುತ್ತೇವೆ

(ii) ಹಾಗಿಲ್ಲದೆ ಕಲಾಸಿಪಾಳ್ಯದಲ್ಲಿ ಕೊಡುವುದಾದರೆ ನಮ್ಮೆಲ್ಲರಿಗೂ ಬಹಳ ತೊಂದರೆಯಾಗುತ್ತೆಂಬುದನ್ನು ಮತ್ತೊಮ್ಮೆ ಅರಿಕೆ ಮಾಡಿಕೊಳ್ಳಬೇಕಾಗಿದೆ

V ಸಾಧಾರಣವಾಗಿ ಮನೆಗಳಿಲ್ಲದವರಿಗೆ ಮುನಿಸಿಪಾಲಿಟಿಯವರೇ ಕಾಲೋನಿಗಳನ್ನು ರಚಿಸಿ ಮನೆಗಳನ್ನು ಕಟ್ಟಿಸಿಕೊಟ್ಟಿರುತ್ತಾರೆ ಇದರಂತೆಯೇ ಹಳೇ ಬಂಬೂಬಜಾರು ಹೊಸ ಪಟ್ಟುನೂಲು ಪೇಟೆಯಲ್ಲಿ ಮನೆಗಳನ್ನು ಕಟ್ಟಿಸಿಕೊಟ್ಟಿರುತ್ತಾರೆ ಹಾಲಿ ಮನೆಗಳನ್ನು ಕಳೆದುಕೊಳ್ಳತಕ್ಕ ನಮಗೆ ಆ ರೀತಿ ಮನೆಗಳನ್ನೂ ಸೈಟುಗಳನ್ನೂ ಕೊಡಿಸಲು ಹುಕುಂಮಾಡಬೇಕಾಗಿ ಪ್ರಾರ್ಥಿಸುತ್ತೇವೆ

VII ಈ ಕಾಲದಲ್ಲಿ ಬೆಂಗಳೂರಲ್ಲಿ ಮನೆಗಳು ಬಾಡಿಗೆಗೆ ದೊರೆಯುವುದೂ ದುರ್ಲಭ ಮನೆಗಳು ಖರೀದಿಗೆ ಸಹ ಸಿಕ್ಕುವುದಿಲ್ಲವನೆ ಕಟ್ಟುವ ಸಾಮಾನುಗಳು ಬೆಲೆ ಕೂಲಿ ವಗೈರೆಗಳು ಬಹಳ ಹೆಚ್ಚಿವೆ ಈ ಕಾರಣಗಳಿಂದ ಬಡವರು ಯಾರೂ ಮನೆಗಳನ್ನು ಕಟ್ಟಲು ಸಾಧ್ಯವಿಲ್ಲವೆಂಬ ಅಂಶವು ಸರ್ಕಾರಕ್ಕೆ ತಿಳಿದ ವಿಷಯವೇ ಆಗಿದೆ ಆದ್ದರಿಂದ ಇಂಥ ದುರ್ಭಿಕ್ಷ ಕಾಲದಲ್ಲಿ ಪ್ರಜೆಗಳು ಅನ್ನ ಬಟ್ಟೆಗಳಲ್ಲದೆ ನರಳುತ್ತಿರುವಾಗ ಅಕ್ವಜೇಷನ್ ನಡವಳಿಕಗಳು ಮುಂದುವರಿಯದಂತೆ ಘನ ಸರ್ಕಾರದವರು ಮನ್ನಾಮಾಡಿಸಿ ಯುದ್ಧ ಮುಗಿದನಂತರ ಈ ಸ್ಕೀಮನ್ನು ಯೋಚಿಸಬೇಕಾಗಿ ಮತ್ತೊಮ್ಮೆ ಬೇಡುತ್ತೇವೆ

VIII (i) ಮುನಿಸಿಪಾಲಿಟಿಯವರು ಮಾಡಿರತಕ್ಕ ಎಸ್ಟಿಮೇಟು ಚದರಗಜ 1 ಕ್ಕೆ 2/- ಅಥವಾ 3/- ರೂ ಮಾಡಿರುತ್ತಾರೆ ಇದು ಸುತರಾಂ ಕಮ್ಮಿಯಾಗಿದೆ ಈಗ ನಮ್ಮ ಪೇಟೆ ಸಂದುಗಳಲ್ಲಿ ಕೂಡ ಚದರಗಜ 1 ಕ್ಕೆ 50/- ರೂ ಮೇಲ್ಪಟ್ಟು ಹಾಲಿ ಬೆಲೆ ಇರುತ್ತದೆ ಅಲ್ಲಿಗೂ ಮನೆಗಳಿಗಲಿ ಸೈಟುಗಳಾಗಲಿ ಜಮೀನುಗಳಾಗಲಿ ದೊರೆಯುವುದಿಲ್ಲ

(ii) ಕಾಂಪ ಸೇಷನ್ ಸರಿಯಾಗಿಲ್ಲವೆಂದು ನಾವುಗಳು ಲಾಯರುಗಳನ್ನು ಇಟ್ಟು ಕೋರ್ಟುಗಳಿಗೆ ಅಲೆದಾಡಲು ಶಕ್ತಿಯಿಲ್ಲ ಆದ್ದರಿಂದ ಘನಸರ್ಕಾರದವರು ಛೀವ್ ಇಂಜನಿಯರವರನ್ನೊಳಗೊಂಡ ವ್ಯಾಲ್ಯುಯೇಷನ್ ಕಮಿಟಿ ಯೊಂದನ್ನು ನೇಮಿಸಬೇಂದು ಬೇಡುತ್ತೇವೆ ಆ ಕಮಿಟಿಯವರೇ ಈಗಿರತಕ್ಕ ಸ್ಕೀಮನ್ನು ಪರಿಶೀಲನೆ ಮಾಡಿ ಪ್ರಜೆಗಳಿಗೆ ತೊಂದರೆ ಇಲ್ಲದಂತೆ ಒಂದು ಸ್ಕೀಮನ್ನು ತಯಾರಿಸಲು ಹುಕುಂ ಮಾಡಬೇಕಾಗಿ ಬೇಡುತ್ತೇವೆ ಮುನಿಸಿಪಾಲಿಟಿಯವರು ಮಾಡಿರತಕ್ಕ ಎಸ್ಟಿಮೇಟಿಗೂ ಹಿಂದೆ ಮಾಡಿರತಕ್ಕ ಅವಾರ್ಡುಗಳಿಗೂ ಮತ್ತು ಹೊಸದಾಗಿ ನಿಯಮಿಸಬಹುದಾದ ಸಮಿತಿಯವರು ಮಾಡಬಹುದಾದ ಎಸ್ಟಿಮೇಟಿಗೂ ಅಜಗಜಾಂತರ ವ್ಯತ್ಯಾಸಗಳು ಕಂಡುಬಂದುತ್ತವೆಂಬುದನ್ನು ನಾವು ಖಂಡಿತವಾಗಿಯೂ ಹೇಳಲು ಜಯಿಸುತ್ತೇವೆ

ಇರತಕ್ಕ ಸಂಗತಿಗಳನ್ನು ಖಾವಂದರವರ ದಿವ್ಯಚಿತ್ತಕ್ಕೆ ತಂದಿರುತ್ತೇವೆ ಹಗಲಿರುಳೂ ಪ್ರಜಾಕ್ಷೇಮಕ್ಕಾಗಿ ಲಸಕ್ತಿಯಿಂದ ಅವಿಚ್ಛಿನ್ನವಾಗಿ ದುಡಿಯುತ್ತಿರುವ ತಮಗೆ ನಮ್ಮ ಹಿತಕ್ಕಾಗಿ ಏನು ಮಾಡಬೇಕೆಂಬ ಅಂಶ ನಮ್ಮಗಳಿಗಿಂತಲೂ ಅಧಿಕವಾಗಿ ತಮಗೇ ಗೋಚರವಿದೆ ಆದಕಾರಣ ನಮ್ಮಗಳ ಹಿತಚಿಂತೆಯು ತಮಗೇ ಸೇರಿರುತ್ತೆಂದು ವಿನಯದಿಂದ ವಿಜ್ಞಾಪಿಸಿಕೊಂಡಿರುತ್ತೇವೆ

Signature last attached

ಸ್ವತಂತ್ರಕರ್ಣಾಟಕ ಪ್ರೆಸ್ ಒ-೩೬

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N NagaRajidh
chik munisamisa

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Lakshmanna
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K [illegible]

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B Kamamma

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[illegible] of [illegible] Kasappa

B Ramaswamy Rao

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[illegible] Rangaswamy

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For B S Puttaiya Sons

B P Chandrasekhara

Chandaiyajangacharsa

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Ghage Kandappa

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T R Narasimhah

H G Hanumanthaya

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M 22-44-28

BANGALORE CITY MUNICIPALITY

2134

No L1-998/40-41

MUNICIPAL OFFICES

Encl 2 copies

Bangalore 16th Sept 1944

FROM

P SURYANARAYANA SETTI ESQ B A LL B
MUNICIPAL COMMISSIONER
Bangalore City

SECY LAW DEPT 1944 MYSORE

TO

C Narayanaswamy Naidu, Esq B A B L,
Legal Remembrancer and
Secretary to Government
Law Department,
Bangalore

SIR

Subject - Acquisition of properties required for widening and continuing B V Krishna Iyengar Road B'lore

In continuation of this Office letter No 998/40-41 dated 6-3-1944 on the above subject, I have the honour to state that the Select Committee appointed in this behalf have proposed at their meeting held on 3-5-1944 that such of the owners of the properties to be acquired under the said scheme, as are willing to take sites in the Kalasipalyam Layout be each given a site for an upset price to be fixed by the Municipality etc

Then the said proposal was placed before the Municipal Council held on 17-8-1944 and they have resolved that the demolition of the properties should be started after granting sites to the owners in Kalasipalyam Extension as per report of the Select Committee and after allowing reasonable time for them to put up houses and shift to that area

Copies of the suggestions of the Select Committee and the resolution of the Municipal Council referred to above are herein enclosed for favour of orders of Government on the resolution of the Council

I have the honour to be,
Sir
Your most obedient servant

For arded with compliments

Honorary President

Municipal Commissioner

mlt

Proceedings of the meeting of Council dated 17-8-1944

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7 (Deferred Subject No 5/15-6-1944) Opinion of the Select Committee dated 3-5-1944 regarding the continuance of the B V Krishna Iyengar Road

Mr M A Gopalaswamy Iyengar moved that the opinion of the Special Committee may be approved

Mr K M Naganna seconded it and Mr B N Gupta supported it

Mr G Nanjappa opposing it said that while the Committee was asked to go into the details it had only given its opinion regarding acquisition and said that the demolition of the houses should be done after sites were provided to the people there and they may also be given one year's time to construct houses on the sites

Mr A J Khaleel also said that acquisition should not be started till sites were formed and amenities were given and they were also given sufficient time to put up the buildings

Mr D Venkataramanappa supporting the Committee's opinion said that since the scheme was very benificial to all it was to be pushed through urgently

Mr S Viswamurthy supporting Mr G Nanjappa said that details of the properties to be acquired etc , were necessary and that the Committee had not gone into these points

Mr H S Suryanarayana Rao observed that it was decided that the dispossessed people of this area had to be given sites and that they may mark out sites and to these people and allow them time to put up buildings and then demolish their houses for continuing B V Krishna Iyengar Road

Then the following resolution moved by Mr G Nanjappa and seconded by Mr K M Naganna was passed by the House

"Report adopted with the proviso that the demolition of the properties should be started after granting sites to the owners (as on August 1944) sites in Kalasipalyam Extension as per report and after allowing reasonable time for them to put up houses and shift to that area "

Sd C V Narasinga Rau,

Hon President

"Copy"

Municipal Commissioner

mlt

Minutes of the Proceedings of the Adjourned General Meeting of the City Municipal Council, held on Thursday the 17th August 1944 at 4 P.M. in the Council Hall of the City Municipal Offices, Bangalore City

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Present

C N Narasinga Rao, Esq , B A , B L (Hon President)

Messrs

1. M V Veerappa
2. G R Ethirajulu Naidu, B A , B L
3. N Keshaviengar, B A , B L
4. Gundenahalli Ranjappa
5. C Chandiah
6. S Viswanathy B A ,
7. P.V Ramachandra Gupta
8. H R Shankarappa
9. D Venkataramanappa
10. B N Gupta
11. K N Ramaswami, B A.
12. P L Ramiah, B Sc

Messrs

13. T T Sharma
14. M A Gopalaswami Iyengar, B A B L
15. M K Narayana Iyengar, B A , B L.
16. Mrs Sharaka Bai Cadabi
17. I C Suryanarayana Rao
18. K M [illegible]
19. K Ambrose Ananda, L T
20. A K Jayamuthu Raju
21. Misrilal [illegible]
22. S C [illegible] Moniyuddin
23. M J Khaleel, B A , B L
24. Mirza Aleezulla Beig

Absent

Messrs

1. W H Hanumanthappa
   Ramalal Thiwari

Messrs

4. Singam Rangaswamappa
4. L S Raju, B A (Hons) B L
5. Mr P. Srivashankar, B A , LL B

Proceedings of the Special General Meeting of the City Municipal Council, Bangalore, held on Monday, the 21st Feb 1944 at 4 P M , in the Council Hall of the City Municipal Offices, Bangalore

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Mr G R Ethirajulu Naidu moved the following proposition -

"Resolved to recommend to Government that possession should not be taken of properties acquired or to be acquired for laying out the B. V Krishna Iyengar Road until provision is made for the housing of persons now in occupation of such properties"

Resolved further that a Committee consisting of Messrs H C Suryanarayana Rao, B N Gupta, K L Naganna and P Siva Shankar be constituted to devise ways and means for finding adequate housing facilities for the purpose and the Committee do submit its report within 15 days from the date of its appointment

Resolved also that no person will get the benefit of ejectment being held in abeyance unless he gives an undertaking in writing duly registered to the Municipality, agreeing to meet the cost of the housing facility provided for him, out of the compensation awarded to him and such undertaking is given within one month from the date of approval of the Report of the Committee"

In moving the above propositions, Mr G R Ethirajulu Naidu gave a short history of the scheme of opening of the B V Krishna Iyengar Road, and said that it was not sufficient if sites are provided for those rendered homeless, but sufficient building facilities should also be provided for them He said that the proposition aimed at binding such persons by the Execution of the deed for recovering the cost out of the compensation amount that would be awarded in each case. He commended the motion to the acceptance of the House

At this stage, the President brought to the notice of the House that the acquisition proceedings would not be completed unless possession of properties were delivered and he wanted that any resolution sent to Government should be such as would not be against any legal enactment He further said that no mention was made in the resolution about the tenants who occupied the houses and who would be dispossed of quarters and it was a very important question There would be about 500 persons who would be required to be provided with houses All these questions have to be seriously considered by the House He felt that the resolution as worded did not satisfy all the above points and suggested that the same may be suitably altered or modified and the subject got examined by an expert Committee representing all shades of opinion

Mr C N Narasinga Rao said that in the light of the suggestions given by the Chair, the mover be requested to withdraw the proposition and the subject as a whole placed before the House for discussion

Mr A J Khaleel said that the resolution was worded was not capable of being understood While every section of the House sympathises with the situation and wanted to help the house owners as well as the tenants, the proposition was so badly worded there was no definite case made out in the resolution and he said that such a proposition could not get the support of any on-

After an alaborate discussion for and against the

proposition, Mr G R Ethirajulu Naidu handed a modified proposition as follows

"Resolved that a Committee consisting of Messrs H C Suryanarayana Rao, B N Gupta, K M Naganna, P Sivashankar, C. N Narasinga Rao, A J Khaleel and M A Gopalaswamy Iyengar be constituted to suggest ways and means for providing adequate housing facilities for the persons now in occupation of the properties which are the subject matter of acquisition for laying the B V Krishna Iyengar Road, also considering the feasibility of possession being taken and again leased out to the persons now in possession, and that the Committee do submit its report within fifteen days of its constitution,

Resolved further that sanction of the Government be obtained for the executive of the Municipality to refrain from taking possession of the properties above referred to till the Committee makes its report and the Council expressed its views thereon"

Mr H C Suryanarayana Rao suggested an amendment that the words "to go into all aspects of the question" may be added

Mr K M Naganna proposed an amendment that the words "If necessary" may be added in para 2 of the resolution after the word "Government' This amendment was accepted by the mover of the proposition

Mr C N Narasinga Rao proposed an amendment that the Commissioner, the Health Officer and the Municipal Engineer be members of the Committee and this amendment also was accepted by the mover of the proposition

Mr M K Narayana Iyengar seconded the modified proposition of Mr G R Ethirajulu Naidu

At this stage, the President observed that the Land Acquisition Officer was going on with enquiries in 65 cases and that it would take about two or three months to take possession of the properties He felt that the object of the proposition would be better served if the proposition was put in a very general term because if the proposition as put before the House was carried, the Special Land Acquisition Officer would find it difficult to proceed with the acquisition work

The Special Land Acquisition Officer also explained that he could not complete the acquisition proceedings without taking possession of the properties

Then, Mr G R Ethirajulu Naidu moved the following definite proposition -

"WHEREAS considerable hardship is likely to be caused to persons who are in possession of the premises which are to be acquired for laying the B V Krishna Iyengar Road, in the light of the difficulty of getting tenaments for housing purposes, resolved that a Representative Committee reflecting all shades be constituted to suggest ways and means for providing adequate housing accomodation for the persons now in occupation of the properties which are the subject matter of acquisition for laying the B V Krishna Iyengar Road, also considering the feasibility of possession being taken and again leased out to the persons now in possession and that the Committee do submit its report within 15 days of its constitution

Resolved further that the sanction of the Government

Government if necessary be obtained for the Executive of the Municipality to refrain from taking possession of the properties above referred to till the Committee makes its report and the Council expresses its views thereon"

Mr M K Narayana Iyengar seconded the same. After some discussion, Mr M A Gopalaswamy Iyengar next suggested that the following proposition be substituted for the one proposed by Mr Ethirajulu Naidu

"That a Committee be appointed to suggest ways and means for relieving hardship in regard to housing likely to be caused to the persons who will be rendered homeless in connection with the acquisition of properties for laying the Manorama Road and the Committee to submit a report within one month"

This was seconded by Mr P V Ramachandragupta

In view of the proposition of Mr M A Gopalaswamy Iyengar on general lines, Mr G R Ethirajulu Naidu did not press for his proposition

Then, the proposition of Mr M A Gopalaswamy Iyengar was put to vote and passed unanimously

The following members were selected for constituting the Committee -

1 The Municipal Commissioner
2 The Municipal Engineer (Secretary)
3 Mr M A Gopalaswamy Iyengar (Chairman)
4 Mr G R Ethirajulu Naidu
5 Mr C N Narasinga Rao
6 Mr Mirza Azizulla Beig
7 Mr K M Naganna

Then the House rose for the day

Sd MOHAMED ISMAIL SHERIFF

President

'copy'

P Sungnagana Sw

unicipal Commissioner

ksm

Proceedings of the meeting of the Manorama Road Committee held at 5 P M on 3-5-1944

Present - Messrs M A. Gopalaswamy Iyengar M A , B L
P Suryanarayana Setti B A , LL B
K M Narsanna
D Govindappa

Mr M A Gopalaswamy Iyengar was in the chair

The following proposals of the Chairman were approved by the Committee

1 That such of the owners of the houses to be acquired in connection with the Manorama Road Extension Scheme as are willing to take sites in the Kalasipalyam layout be each given a site for an upset price to be fixed by the Municipality taking into consideration the cost of acquisition and the cost of the layout provided that the house owners accept the awards passed by the Land Acquisition Officer in regard to their properties

2 That in order to provide cheap and healthy dwelling houses to the poorer classes in the City tenement houses on modern sanitary lines be constructed and rented out by the Municipality

3 That the Municipal Engineer may be requested to prepare plans and estimates for the construction of a few blocks of tenemental houses in the Kalasipalyam layout

4 That the Municipal Commissioner be requested to take immediate action for the acquisition and layout of the Kalasipalyam land

Sd M A Gopalaswamy Iyengar,
Chairman

"Copy"

For Municipal Commissioner

mlt

Mr

L 4456/M 22-44-29 Dt 6/11/44

To The Municipal Commr
B city
(Through the President)

Subj — Acquisition of properties required for widening and continuing Bir Krishna Iyengar Road, Bangalore

Sir,

With reference to your letter No L1 998/40-41 d 16-9-44, forwarding for orders of Government, the resolution dated 17-8-44, of the Bangalore city Municipal Council, on the above subject, I am directed to state that the acquisition proceedings may continue, but taking possession of the properties may be delayed, till the sites

are allotted to the owners by the Municipality, for which purpose six months' time may be given. In the meanwhile, arrangements may be kind made to allot the sites to the displaced persons without any delay.

Yours
Jas Lowe Sey
m 3/11

No 14, Ave
Ba

Dated 18th Dec 1944

SECY LAW DEPT
GOVT OF MYSORE
21 DEC 1944
4216

From

N Y Pissay,
Stocks, Share & Finance Broker,
&
President,
B V Krishnaiyar Road Committee

To

O Pulla Reddy, Esqr, I C S
Minister for Revenue & Law,
Government of Mysore,
Bangalore

OFFICE OF THE MINISTER FOR REVENUE & LAW
20 DEC 1944
No 7108

Law Secy
Pl let me have a brief note on this
18/12

Want a personal interview
18/12

Dear Sir,

I hereby soliciting of you the pleasure and privilege of an audience with you for the members of my committee, at your earliest convenience, per-mit me, as a signatory to the enclosed Printed memorial addressed and presented to the Dewan Saheb some time back, to add a word of explanation, the need of which, I so strongly feel the urge in me

It was at a time when your August presence in our midst as the chosen and trusted Minister of our Maharaja's Government vested with the portfolio of the administration remained unknown, that our long standing " decade-old-vexatious-grievance" hanging overhead and forming the theme of our humble representative seeking for a conscientiously, just and feasible solution by His Highness Government, was drafted, printed and submitted to the Dewan Saheb as the chief executive authority at the head of the administration

With the advent of a personage of known eminence and distinction to fill a responsible post in the State, with laurel won in foreign fields, endowed and imbued with capacity and zeal as evidenced by deeds achieved in the amelioration and succor of the inarticulate masses in larger centers and spheres of administration, entruses us to look forward with hope for a proof of a just and satisfactory solution of our present grievances with celerity of action as to relieve the present disconcerting distress

In view to have the bliss of a personal submission of facts with such other details as the present situation warrants

RTO

situation w[illegible] to your grace of fixi[illegible] [illegible] for interview i[illegible] olicite[illegible] [illegible]it[illegible]re,

Dear Sir,

to remain,

Yours fait fully,

[illegible]

President

E V Krishnaiagar Road Committee

cl -1

Bangalore City Municipality

No L1-998/40-41
Encl Two

MUNICIPAL OFFICES
Bangalore 4th Jany. 1945

FROM

SAFI DARASHAH ESQ B A
MUNICIPAL COMMISSIONER
BANGALORE CITY

GEN & 47555
1
L S

To

J B Mallaradhya, Esq., M A
Secretary to the Government of Mysore,
Revenue Department Bangalore

SIR

Subject Continuation of the B V Krishna-Iyengar Road- Bangalore City

With reference to your D O letter No L 5373 dated 17-12-1945 on the above subject I have the honour to state that the letter received with your No L 2415/M1 22-44-100 dated 25th September 1945 together with the petition dated 16th November 1944 addressed by residents of the locality to the Minister for Revenue and Law was placed before the Municipal Council for ~~the opinion~~ their opinion in the matter

2 The latter at their meeting held on 27-11-1945 resolved that the Special Land Acquisition Officer may take 'de jure' possession of the properties on payment of the compensation amounts to the parties, but should not ~~credit~~ evict them from the premises except on certain conditions A copy of the said resolution is herewith forwarded for favour of obtaining the orders of Government thereon

3 The petition received with your letter No L 2415/M1 22-44-100 dated 25-9-1945 is herewith forwarded as desired

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

For arded with compliments

Hon President

Proceedings of the meeting of the Council dated 27-11-1945

Sub 25 Council resolution No 40/31-7-1945 Report of the Special Land Acquisition Officer in the matter of taking further steps in connection with the acquisition of properties for B V Krishna Iyengar Road (There was equality of votes at the meeting on 31-7-1945)

Mr M K Narayana Iyengar moved that "the Special Land Acquisition Officer may take 'de jure' possession of the properties on payment of the compensation amounts to the parties but shall not evict them from the premises except as hereunder provided

(a) that every party concerned shall be offered a site at 25% less than the market value in the Kalasipalyam layout, the market value being fixed by the Municipal Commissioner

(b) That a period of 12 months shall be allowed for enabling the party to put up a building

(c) That at the end of 12 months as aforesaid the party shall be evicted from the premises acquired,

(d) That from the date of the Land Acquisition Officer taking 'de jure' possession, until the party is evicted as aforesaid, the party shall be treated as a tenant at will on such reasonable payment for use and occupation as the Municipal Commissioner may fix,

(e) That the parties shall be at liberty to contest the awards

Mr G Nanjappa seconded the above

When put to vote, ten voted for and Mr K M Naganna voted against

Resolution - Approved

Sd/- M A Gopalasamy Iyengar,
Honorary President

'Copy'

Municipal Commissioner

To

PRADHANA SIRONMANI

N MADHAVA RAU, ESQ, B A, B L, C I E,

DEWAN OF MYSORE BANGALORE

O Pulla Reddy Esqr, I C S,
Minister of Revenue & Law, Bangalore

OUR HONOURED SIR

May it please you as the Chief Executive Authority presiding at the head of the Central Office of Administration of His Highness the Maharaja s Government to be graciously pleased to accord to us the favour of your benign attention for redressing the grievances herein represented on behalf of the mournful populace inhabiting Division No II of the Municipal area in the City of Bangalore in respect of action that has been proposed to be taken for opening up and laying out a road called B V Krishna Iyengar Road as to connect Kempegowda Road with Chickpet

The present stage at which the intention of the Municipality stands crystalized indicates that the scheme for the lay out contemplates acquisition of properties to a breadth of 130 feet involving the demolition of over a hundred and eighty houses and rendering 400 families homeless in consequence thereof and at a cost, approximating 3 lakhs to be incurred by the Municipality and that by borrowing funds from the Government

The history of the origin and the various processes of the development of this scheme, forms annexure to this representation It will indicate how it was that on or about the 7th July 1934 with commendable zeal and flare to effect sanitary and other points of civic improvement in the locality in keeping with the lay out of the Gandhinagar area the idea to open out and run a road parallel to the Avenue Road was conceived and sponsored by Mr W H Hanumanthappa as a formal proposition for consideration by the Municipal Council The Municipality now ten years later seems to bister itself to actually push through the acquisition proceedings to acquire 130 feet of land in breadth and spreading over the entire length of about 2½ furlongs as to join the Kempe Gowda Road with the Chickpet Square leading into Arcot Srinivasachari Street

In view of the disquiet created and consternation engendered in the minds of the poor inhabitants of the locality under a bogey set up for the acquisition of their homes by Government with the possibilities of hundreds of poor families being dislodged stranded and thrown on the streets inadequately recompensed drives us to seek your refuge and crave your protection and compassionate relief by timely intervention, with the weight of your authority

For reasons so unreservedly expressed and humbly represen ted herein our present fervent prayer in all solemnity to you our Honoured Sir is for the exercise of your gracious and judicious instincts towards mitigating the avoidable distress and miseries to us the lowly and humble folks We beseech and implore of you that as a measure of beneficence contributive to the greatest good of the greatest number it may please you to direct and cause

(1) The arrest of all acquisition proceedings now under operation with precarious valuation i e at Rs 2 a sq yard neither tenable nor sustainable in the present condition of affairs and not commensurate with the prevailing scale of prices for land and houses in the City area

In view to avoid further difficulties by recourse to law Courts a Committee composed of the Chief Engineer and other technical experts may be ordered to be constituted to revise rates and estimate cost of acquisition as at present

(2) If the proposed road must needs to be opened up and laid out the breadth of the road may be definitely restricted at 50 feet only The reasonableness of this will be clear by com parison of the existing width of the main road in Gandhinagar running between the District Board Office and Sagar Talkies and taking into consideration the width of Arcot Srinivasachari Road the width of which is ranging between 22 to 30 feet to justify the minumum breadth being prescribed at 50 feet and not at 130 feet— in the interest of homogeniety and uniformity of roads in the City, not to mention and allude to cost for the initial of out lay and of the perennial cost for its maintennce

2 (A) Re plan

It stands to reason that the Plan prepared by Municipal Engineer so long back as in or about 1940 needs to be modified specially in view of the order passed by the Government (13—1—1941) to leave 10 feet of Conservancy Road in the rear portion of the proposed Shops so as to give enterance to the existing houses The plan has to be scrutinised and if necessary a new plan prepared so as to fit it in with the general lay out of this City

Further it is hardly necessary for us to either emphasize— or impress on you how repulsive it is to all canons of goverance of a Hindu Soveriegn towards his law abiding subjects to permit a Municipal institution to commercially speculate and deprive innocent folks of their house and mar the public weal under the guise of opening out congestion and beautifying the locality

(3) *Pari Passu* with the procedure of having now to notify *de novo* specifically the actual properties which it is inevitable to acquire from the inmates of the locality, as come within the ambit

45

of acquisition the owners may be informed and asked to intimate and register within a stipulated period of time their choice willingness or otherwise to get into Government ready made model houses that may be built for them on an uniform pattern in any of the extensions designed for housing the dislodged families or for assignment of suitable sites for their use as may be plotted out in the selected area at close quarters to their present dwellings

This measure it is expected would allay the present dismay in the hearts of the poor mute artisans and craftsmen that now inhabit the locality within the area proposed for acquisition in humble tenaments for generations past

(4) In view of the newly created and constituted Bangalore City Improvement Trust Board which is to function shortly it is respectfully urged and commended to your gracious attention with a prayer that this present scheme of acquisition etc of properties and the lay out of the 50 feet broad road for a length of 2½ furlongs and the construction of a series of model houses for the benefit of the dislodged and homeless families in Division II of the Bangalore City may very usefully be transferred and entrusted to the Trust Board instead of the City Municipality being saddled with this as heretofore

We the undersigned as the owners of some of the substantially built houses of value and importance residing for generations past from father to son in the locality, now within the range of acquisition

Respectfully beg leave to remain our Honoured Sir,

Your most obedient servants

and humble citizens

1	N Y Pissay	Stock Share and Finance Broker
2	P Hanumanthiah	Director Bank of Mysore, Ltd Merchant C & M Station
3	Yezaman Kenchappa	Proprietor Mysore Agarbathi Manufacturing Coy Bangalore City
4	S Gavi Rangappa	Cloth Merchant, Rangaswami Temple Street Bangalore City
5	B Veeranagappa	Proprietor Soap nut Works Kilary Road Bangalore City
6	Masthi Veeranna	Land lord & Merchant Kilary Road, Bangalore City

7	S Dhondasa	Gold Thread Factory Subedar Chatram Road Bangalore City
8	Chickmunisamisa	Silk Merchant Nakki Factory Bangalore City
9	G N Gangiah	Watch Dealer 11 Gudumiahpet, Bangalore City
10	B H Chenniah	General Merchant Huriyopet Bangalore City
11	V K Munisamisa	Merchant Bangalore City
12	Koday Iswarsa	Silk Factory Santhusapet Bangalore City

Bangalore
16th November 1944

ANNEXURE

REPORT OF THE COMMITTEE

On the Scheme for the continuation of the B V Krishna Iyengar

History of the Scheme —At an Ordinary General Meeting of the Council held on 7—7—1934 Mr W H Hanumanthappa moved the following proposition —

> That in order to divert the traffic from Avenue Road and to remove congestion of the old City it is proposed that a Parallel Road to Avenue Road be opened by connecting the road running towards the West of the Central Jail compound with Arcot Srinivasachar Road

The Council resolved to refer the matter to the Municipal Engineer for an estimate

The Municipal Engineer prepared a scheme at a cost of Rs 1 43 508 and his scheme was placed before the City Improvement Committee on 29th July 1935 The Committee resolved as follows —

> The majority of the members are in favour of the scheme The first stage will be taken up as funds are provided

The Resolution of the City Improvement Committee was placed before the Municipal Council on 10th August 1935 when it was resolved as follows —

> That the proposed road be re aligned so as to permit of shops being built on both sides of the road an extra land of 20 feet being acquired for the purpose on either side and as far as possible the road be made straight

At a meeting of the Council held on 16—9—1935 Mr W H Hanumanthappa and 10 others Councillors brought forward a proposition for modification of the above resolution and for approval of the original scheme as proposed by the City Improvement Committee on 29—7—1935 The Council however decided to refer the whole scheme to the Municipal Engineer for further information and to defer its consideration till the receipt of the Engineer s Report

The scheme was not taken up again for about 6 years for consideration till May 1940

The Municipal Engineer prepared a scheme at a cost of Rs 264,000 for opening a 50 feet road with two foot paths of 10 feet

each and shop sites 40 feet wide on either side and submitted the same on 21st May 1940 It was approved by the City Improvement Committee on 22nd May 1940 The then Dewan Sahib appears to have inspected the spot in question on 22—5—1940 and suggested that the scheme might be taken up immediately His notes of inspection are as follows —

> The scheme for acquisition of Manorama Building and the continuation of the Manorama Road up to the Arcot Srinivasachar Road may be taken up immediately It is said to be a self supporting scheme The sum of Rs 3 lakhs required will be granted by Government as a loan subject to recoupment when the sites are sold

At a meeting of the Council held on 5—6—1940 the following resolution on the subject was passed —

> That the scheme be taken up along with the acquisition of Manorama and that the Government be requested to give a loan subject to recoupment by the sale of the sites etc and that suitable sites be provided for those whose land is acquired in near about places, wherever possible

On 1—7—1940 the resolution of the Council was sent to the Government for sanction And the Government passed orders on 26—8—1940 to the following effect

> The Resolution of the Municipal Council is sanctioned the advances being met out of the provision of Rs 5 lakhs made for extensions and formation of sites in Bangalore City in the current year s State Budget A minimum rate of 4½ per cent interest will be charged on the outstanding advance from time to time

> The Municipal Commissioner is requested to forward the details of the scheme with the necessary plans

A memorial signed by 17 residents of the concerned place was presented to the Council on 31—5—1940 But the Council does not appear to have considered it at all

Again at a meeting of the Council held on 5—10—1940 the following resolution was passed —

> That a Committee consisting of Messrs T L Gangoji Rao S L Mannaji Rao and B L Byanna be formed to go into the question of the extension of the B V Krishna Iyengar Road and make a report

The subject was again brought up for consideration before the Council at its meeting held on 21—11—1940 and the Council adopted the following resolutions moved by Me srs N Balakrishnaiya and T L Gangoji Rao respectively —

Mr Balakaishnaiya s resolution That pending disposal of the Committee formed on 5th October 1940 regarding the continua tion of Krishna Iyengar Road on the final decision thereon resolved that all further acquisition proceedings be kept in abeyance

Mr Gangoji Rao s Resolution In view of the utter impossibility of acquiring the properties to a width of 130 feet to continue B V Krishna Iyengar Road and in view of the hardships and untold sufferings the public will be subjected to in that locality by adopting the above scheme it is proposed that the properties be acquired only to a width of 50 feet to continue the said road in accordance with the original proposal and adequate sites be allotted to those persons whose properties will be acquired in the premises of Manorama Bungalow and Goduriah Mutt land

These resolutions were sent to the Government on 13th December 1940 but no reply has been received

The Government however appear to have proceeded with the acquisition of land in connection with the Scheme A Special Establishment was sanctioned and a Special Land Acquisition Officer was appointed The Special Officer has taken charge on 3—1—1941 The preliminary notices under Section 10 of the Land Acquisition Act was issued The land acquisition proceedings were in progress

Some of the influential residents of the Second Division appear to have interviewed the Second Member of Council on 13—1—1941 and presented a petition also to him subsequently But we understand that the Government declined to interfere in the matter, as the scheme was one undertaken by the Municipality and as the land acquisition work was in progress

On 30—1—1941 fifteen Municipal Councillors sent a written requisition to the President for the purpose of convening a Special General Meeting of the Council to consider a subject of great urgency and importance namely the scheme for the continuation of the Manorama Road Accordingly, a special meeting of the Council was held on 31—3—1941 and it was resolved thereat as follows —

(a) That a Committee consisting of

1 Sri L S Raju (Chairman)
2 Sri B Subbiah
3 Sri C N Narasinga Rao
4 Sri N Kesaviengar
5 Sri M A Gopalaswami Iyengar

be appointed to inquire into and report on all aspects of the acquisition of land and buildings in connection with the continuation of the B V Krishna Iyengar Road with instructions to submit its report within three weeks from this date

(b) That all further land ecqui ition proceedings regard ing the continuation of the B V Krishna Iyengar Road be kept in abeyance pending consideration of the Report of the Committee or until further orders of the Council

Committees Report The Committee at the outset desires to lay stress on two important aspects of the scheme viz the heavy financial outlay and the hardship to the house owners

The scheme appears to have been taken in rather undue haste with without a careful consideration of its financial aspect The Municipal Engineer s estimate of the cost of the scheme appears to be too modest And it is not clear what the Municipality would probably realise by the sale of shop sites On account of the war the prices have gone up and the cost of acquision may likely be much higher Further the rate of interest at which the loan is taken from the Government is comparatively high The Committee is therefore of opinion that the scheme is more a speculative venture than a self supporting proposition

If the scheme is carried out some 181 houses would have to be demolished These house owners and their families would thereby be rendered homeless and we are sorry to note that neither the Council nor the Government has taken any steps to provide them with housing facilities as was done in some cases Though the Municipal Council passed a resolution that they should be given sites in near about places no action appear to have been taken in that behalf Owing to the war the price of building materials has increased and the concerned house owners would find it difficult to embark upon the construction of houses on modern lines during such a time There does not appear to be any great urgency about the scheme If it is postponed till normal conditions are restored and proper provision is made for re housing those that may lo e their houses it would not affect the improvement of the City

The Committee therefore considers that the entire scheme may be deferred for the present and that the Government be requested to drop the land acquisition proceedings provided that the house owners who have received notices under the Land Acquisition Act give in writing an undertaking that they would not claim any damages against the Government or the Municipality Mr C, N Narasi a Rao uggests that if the Government wish to

continue the land acquisition proceedings they may be requested to undertake the scheme at their own cost Mr M A Gopalswami Iyengar a Member of the Committee, has signed this report subject to a minute of dissent which is hereto annexed

Sd L S Raju
C N Narasinga Rao
N Kesava Iyengar
M A Gopalaswamy Iyengar
B Subbiah

Bangalore
Dated 11th February 1941

Subject to Minute of Dissent

For about 2 years the matter was kept in abeyance and in the year 1943 all of a sudden the Municipality knowing fullywell the scarcity of sites and also the impossibility of constructing the new houses when the cost of the material and labour have gone up abonormally high have chosen to pursue the acquisition proceedings without making any adequate provision for the houses to live in by alloting suitable sites in the vicinity

On 21—5—1943 a proposition tabled by Mr Ramlal Tivari the council resolved That a report from the Municipal Engineer as to the cost of present market was called for

On 12—6—1943 on Mr Chickyallappa s proposition it was resolved that aquisition may take place and sites be given at Kalasipalyam

On 21—2—1944 the council accepted the general proposition of Mr M A Gopalaswamy Iyengar to the effect that sites may be given to those who accept the awards at Kalasipalyam

All the above propositions are not either fair in justice and equity

L7822 & 5/2/45 Draft I

The Municipal Commissioner
Bangalore city through
the P.R.

Sir

With refer to the correspondence ending with your letter no L1-998/40-41 & 16 944 on the subject of the ~~acq~~ acquisition of the properties required for the widening the & continuing B.V. Krishna Iyengar Road, I am directed to state that the Minister for Revenue & Law ~~wishes to~~ will inspect the spot ~~on~~ to 14th inst at 9.30 A.M. & to request you to be so good as to be present at the time

A 9.30 A.M. on (Wednesday)

I have etc

Sd/-

For Law Dept to Govt

P.T.O.

Draft II

L 7823 dt 5/2/45

To N Y Pissay, Esq Stock, Share & Finance Broker, ~~No 14~~ President, B V Krishna Iyengar Road Committee, No 14 Avenue Road, Bangalore city

Sir

In reply to your petition dt 18/1945 to the Minister for Revenue & Law on the subject of the acquisition of certain properties required for widening & continuing B V Krishna Iyengar Road in Bangalore city, I am directed to state that the Minister for Rev & Law will inspect the spot on Wednesday the 14th inst at 9 30 A M. You may then kindly make it convenient to be present at the place

Yours faithfully,

[illegible]

to Law Secy to Govt

[illegible]

5432
L

Letter dy 16-2-45 from Mr N Y Pissay, President, B V Krishna Iyengar Road Committee, Bangalore, requesting that the notice issued by the Advocates in the matter of continuing the said road may be treated to have been withdrawn as the same was issued without his consent or cognisances

Sub for perusal. The connected file has been sent to the Law section for furnishing the opinion on the notice issued by the Advocates

[illegible] 17/2
[illegible] 19/2

This was not pl on begin and when I wish to note
[illegible] 28/2/45

Pl put this up with the connected file
Thing up
[illegible] 19/2/45

5260
2

Petn of Feb 45 from Messrs C N Sastry, B.A., LL.B and C M Ramaswami Sastry, B Sc, Sd.L Advocates Bcfg, requesting that the scheme relating to the continuance of the B V Krishna Iyengar road to join the Arcot Srinivasachar street may be kept in abeyance until normal times return etc,

Subd for perusal

In the last para of the Petn the Advocates have stated that this may be treated as a statutory notice under the civil procedure code etc,

The connected file is put up

The Minister for Revenue & Law was pleased to order in that file that he would inspect the place on the 14th instant at 9 30 AM with the Law Secy & the Ml Commr The Ml Commr has accordingly been intimated. The Petitioners were also written to in the matter of the inspection of the place by the Minister on 14-2-45

If appd, the file will be sent to the P A to the Minister

[illegible] 10/2 [illegible]

5260

The Lawyers of messrs C N Sastry and C M Ramaswami Sastry, have issued a notice, which they want to be treated as a statutory notice under the civil procedure code. They request that all proceedings in this connection be kept in suspense, pending adjudication by a competent Court of Law after a period of two months.

This is anyhow a novel development and it is not known how far this could be construed as a statutory notice & whether the acquisition proceedings, which have now reached the stage of taking possession of some of the properties, could be stopped now. The Law section may perhaps be consulted in the matter.

In the meanwhile, the Minister R & L has been pleased to order that he would inspect the place at 9 30 A.M. on the 14th inst, in company with the M/L Court & the Law Seq. The M/L Court has been written to already in the matter. The file will be sent to the Personal Assistant to the Minister R & L for subm to the Minister on the 14th inst.

Law Seq. [illegible] 12/2/45

Yes

Cus 12 2 45

See note in the file [illegible] 13/[illegible]

Or F 1 F L No 2248

SECY LAW 6495 [illegible]

P A to the Minister [illegible]

By Reg & Law Secy

From

Messrs C N Sastry B A ,LL B
and C M Ramaswami Sastry B Sc LL B
Advocates Balepet Bangalore City

To
The Chief Secretary to
the Government of Mysore Bangalore City

Regarding the extension of B V Krishna Iyengar's Road and connected it with Arcot Sreenivasachar's st, Bangalore City

Sir

We are instructed by some of the house owners whose houses are proposed to be acquired for the scheme of extending B V Krishna Iyengar's Road so as to connect it with - Arcot Sreenivasa Char's road in particular and also by N Y Pillay President of B V Krishna Iyengar's Road Committee on behalf of all such house-owners in General to write to you as follows --

The main object of the scheme as put forward by the City Municipality from time to time is to construct a road of 30 feet wide in continuation of B V Krishna Iyengar's road with a foot path of 10 feet wide on either side of it To this main object of the scheme another bye-scheme is tacked on whereby forty feet width of space on either side of the above mentioned 50 feet(Road and foot paths) be also acquired This is expressly stated to be for the purpose of formation of shop sites on either side of the said road to be sold to private persons and out of the sale realisations to discharge the loan to be advanced to it by the Government to work out thd scheme The scheme as a whole seems to have received approval of the Government and the Government accordingly notified in the Mysore Gazettee dated 7th November 1940 that a space of 130 feet wide be acquired by acquiring the houses standing thereon

After the Gazettee notification the actual carrying out of the scheme was practically dropped by the City Municipality

municipality owing to the extreme hardship of the affected houseowners due to the difficulty of housing problem The scheme so dropped is resumed again Owing to the war conditions and the prevailing cost of building materials and labour as also for want of suitable sites it is impossible for them to build new houses The result is that about 500 families will be rendered homeless As far recent rent control ordinance rules it is impossible to secure house accommodations for rent either Almost all of these that are so effected are traders and business people and they cannot forsake their business which is their main stay nor keep at a big distance of the city business centre As the scheme was dropped and nothing was done so long it is worth its while not to resume it or atleast until normal conditions return it is requested that the scheme be not renewed

Apart from the above request this is to bring to your kind notice that while the above stated main object of acquiring fifty feet width for purposes of the Road and the foot path may be said to be for public purpose the bye scheme of acquiring additional forty feet width of space on either side of the road to enable the municipality to form shop sites sell them and realise large amounts can hardly come under the category of public purpose It is simply profiteering to say the least Such a profiteering at the cost of the private owners is not contemplated by the Land Acquisition Act and such is neither just nor equitable It is submitted that the law is over-worked to the extreme in order to provide the City Municipality means of and making large profits out of the sale of the shop sites and liquidate the loan that the Government would advance for the alleged improvement or use it otherwise You are aware of the object of the law which will look to the larger interest of the public convenience even if it means inconvenience or hardship to individuals, but not placing valuable property in the

hands of others(even though it be a judicial person like Municipality) only to sell it back to private persons and create private ownership over it Such an act it is what law characterises is Ultra vires and the highest tribunals have condemned it from time to time

It may also be noticed that the Government on the motion of the City Municipality notified the intended acquisition in the official gazettee on 7th October 1940 and 10/1/1941 and the acquisition proceedings also started and worked out to some extent But the Municipality subsequently abandoned the scheme and on that account the above notification so automatically ceased to be in force Now nearly five years afterwards the acquisition proceedings are started afresh without fresh Gazettee notification but purporting to be under the old notification itself and that is neither legal nor just inasmuch as no opportunity is given to the affected owners to put forward their objections on existing circumstances

This is therefore to draw your kind attention to all the above aspects and to stop acquisition proceedings which is now going on In any case the request is to keep the main scheme in abeyance until normal times return and to abandon the profiteering byescheme altogether

This letter may also be treated as statutory notice under the Civil procedure code preliminary to the legal action intended to start in a proper court for an adjudication upon the above facts In the meanwhile i e during the period of two months of notice our clients request all proceedings be kept in suspense to enable them to take a judicial decision inter parties as nothing could be done before the expiry of that period

Yours faithfully

Bangalore City

February 45

2579145

NL 2415 - ML 22-44 - 100

To The Municipal Commissioner
Bangalore City
(Through the president)

Subj - Continuance of the B V Krishna Iyengar Road, Bangalore City

Sir,

With reference to the correspondence ending with ~~your~~ this office letter No C 4456/ML 22-44-29 dated 6-11-44, on the above subject, I am directed to enquire how far ~~has~~ the above acquisition work has proceeded ~~to~~ and whether ~~the~~ the City Municipal Council has taken steps to provide sites in the Kalasalyam Extension to the owners of the properties that are to be acquired.

In this connection, I am to forward herewith in original (to be kindly returned with the reply) the petition dated 16-11-44, addressed by ~~the~~ residents of the locality to the Minister for Revenue and Law urging the following requests —

1) That the acquisition proceedings with the valuation of Rupees two a square yard, which is very inadequate and untenable, be held in abeyance and revised

rates be fixed with expert advice

2) If acquisition is to be given effect to at all, the breadth of the road may be definitely restricted to 50' and not to 130', so as to keep it in uniformity with the other roads of the city

3) Before acquiring the properties, the owners should be asked to intimate their choice and register with a stipulated period their opinion to get into the Government "ready-made Model houses", that may be built for them in any of the extensions or for assignment of sites for them.

~~4) The whole question may be referred to the "Bangalore City Improvement Trust Board",~~

I am and, to request that the opinion of the city Municipal Council, on the several requests made by the petitioners may be kindly furnished, together with the other particulars referred to above, very early

I have the
[illegible]
6/9/15
For Add Secy

Y Pissay
esident,
V Krishna Iyengar, Road
Committee

LALJI NARANJI & C

MYSORE COORG
N Y PISSAY & CO
ST & S B S

Telephone No 2886

5432

THE JUPITER GENERAL INSURANCE COMPANY LIMITED

BOMBAY
14 Avenue Road,
BANGALORE CITY
Dated 16th Feb 45

To

The Secretary to the Government of His Highness
the Maharaja of Mysore,
Law Department,
BANGALORE

Sir,

In reference to your letter No L 7825 dated the 5th inst , announcing to me that the Honourable Minister for Revenue & Law would be inspecting at 9-30 A M on Wednesday the 14th instant, the spot connected with the proposed extension of B V Krishnaiyengar road, and of the reason which you so obligingly favoured me with for his failure to do so, at our last meeting, permit me to hereby submit formally, a true statement of facts for being placed before the Minister, as to enable him to graciously revise his inclinations and take up for consideration early, our prayer contained in the Memorial of the 16th November, 1944, for favour of equitable and decisive orders on merits of our grievances

While our points of distress and the manner of relief sought for as represented in the Memorial of the 16th November 1944 has been a pending subject for consideration before Government, now for ever a couple of months -- a period of

of crowded events of distractions to His Highness' Government through various state concerns - - the Municipal threat of a possible coercive ejection of the poor from their homesteads, in the locality, within a short limit of time, as reflected in the several award notices issued by the Land Acquisition Officer, apread a wave of consternation unhinging the mental poise of a few residents resulted in the issue of a legal notice, to the Government in my name, without my consent or cognisance In view to avoid any possible future legal complications I hereby formally cancel & and withdraw the said notice and request its being expunged from records so as to validate Government decision on merits of our prayer contained in the Memorial of the 16th November 1944

In the light of these true facts faithfully stated I implore an early consideration and issue final orders

Yours faithfully,

President
B V Krishna Iyengar Road Committee,

OFFICES

May 1946

Immediate

S373
17-12-45

Dear Sir,

Subj - Continuance of the B V Krishna Iyengar Road, Bangalore City

I am desired to invite reference to this office letter No L 2415/ML 22-44-100, dated 25-9-45 ~~calling~~ on the above subject and to request you to forward the report referred to therein, immediately

Yrs sincerely

Sofi Darasha Esqr
Municipal Corp BA City

[illegible]

FFICES

ay 1946

Immediate L 7652
29-1-46

To The Municipal Commr
Bangalore City

Continuation of the B & Krishna Sky-car road — Bangalore City

Sir,

With reference to the correspondence ending with your letter No L1 998/40-41 dated 4-1-1946, on the above subject I am directed to request you to kindly furnish immediately, the following information called for in this office letter No L5-373 of 17-12-45

I have the

P.T.O

for Secretary

1) How far the above acquisition work has proceeded and whether the city M.C. has taken steps to provide sites in the Kalaspalyam extension to the owners of the properties that are to be acquired

[signature]

PAL OFFICES

th May 1946

To L 9921 / 27 3.46.

The Municipal Commr

Bangalore City

Subj - Continuance of the B V Krishna Iyengar Road Bangalore City

Sir,

I am directed to invite reference to the correspondence ending with this office letter no L 7652 dated 29-1-46, calling for certain information on the above subject and to request that a reply thereto may be furnished, very early. I have the

Yours

For Rev Secy

No L2 998/40-41

Encl

CITY MUNICIPAL OFFICES

Bangalore dated 4th May 1946

7913

L S G BRANCH

FROM

SAFI DARASHAH ESQ B A
Municipal Commissioner
Bangalore City

To

J B Mallaradnya, Esq , M A ,

Secretary to Government,
Revenue Department,
Bangalore

SIR

Subject - Continuation of the B V Krishna Iyengar Road, Bangalore City

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With reference to your letter No L 7652 dated 29-1-46 and subsequent reminders dated 27-3-46 and 27-4-46 calling for a report on the above subject, I have the honor to state that out of 65 properties proposed for acquisition in the I stage, awards were passed by the Special Land Acquisition Office in respect of 61 properties during the year 1944-45 and award notices have been served on the owners of the properties Out of 61 properties acquired, only three properties were taken possession by the Municipal Engineer and the owners of the remaining properties refused to hand over possession

Then further action was stopped as per instructions given by Government in their order No L 4456/Ml 22-44-29 dated 6-11-1944

Then the entire attention of the Special Land Acquisition Officer was devoted to the acquisition of properties in Doddabilkhana village, for the formation of Kalasipalyam Layout Out of 84 properties proposed for acquisition in Doddabilkhana, 76 properties have already been taken possession by the Municipal Engineer, 3 cases are pending in the City Magistrate's Court, Bangalore, 3 cases belonging to Mr S Dhondusa have been omitted from acquisition as per G O No L 9469-70 M1 22-45-41 dated 15-3-46 and 2 cases are pending before the City Improvement Committee

The Municipal Engineer is attending to the work of formation of Layout in the said Extension (Vide Copy of his report enclosed)

In the meanwhile the Honorary President has suggested in respect of the B V Krishna Iyengar Road, that there is no necessity to have a road more than 50 to 55 feet in width and that the matter may again be placed before the Municipal Council

Accordingly the matter has been referred to Council for a final decision in this regard

The resolution of the unicipal Council will be communicated to Government in due course

I have the honor to be,
Sir,
Your most obedient servant,

Municipal Commissioner.

Bsk

Copy of Letter No E3 G1 3352/45, dated 1st April 1946 from the Executive Engineer, Bangalore City Municipality, to the Municipal Commissioner, Bangalore City

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Reference - S L No Ir 10/45-46 dated 20th March 1946 Subject Formation of Kalasipalyam Layout

With reference to your above, requesting me to report the progress on the work of the formation of the Kalasipalyam Layout, I have the honor to submit herewith a short note giving the details of the same

For ation or Kalasipalyam Layout

1 A provision of Rs 25,000/- has been made in the Budget for 1945-46 for the Kalasipalyam Layout

2 The preliminary work of the acquisition of the land and properties is completed

3 There has been no response to the Notification for auction of the petty houses in the area, and as such, the Municipality is recovering the available useful materials, and raising the sheds and houses to ground

4 The alignment of the roads in the Layout, with lock-splitting of the sides is completed and the trees that come in the way of the alignment are being cut They will be auctioned

5 Work regarding the raising of the general level of the roads and formation of the same, will be immediately taken up

6 The Sanitary and Water Supply Divisions are being consulted in the matter of estimates pertaining to their respective departments

7 The sites will be demarcated, no sooner the roads are formed

8 The site will be ready for sale by auction by about the end of the official year

9 The coconut trees, wells and other useful items, coming within the sites are proposed to be left as they are, so that they may be included as properties in the respective sites and auctioned along with the land

10 The extension of the central masonry drain is proposed to be taken up and completed before the end of the year

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" Copy '

Municipal Commissioner

Bsk

L14232 dt 22/6/46

To

The Municipal Town
Bangalore City

Subj — Continuation of the B V Krishna Iyengar Road, Bangalore City

Sir,

With reference to your letter no K1 998/40-41, dated 4-5-1946 on the above subject, I am directed to state that the final decision of the Municipal Council this behalf, may be ~~forwarded~~ intimated to you very early

I have the
Sd/-
19/6/46
For Rev Sec

Bangalore City Municipality

GEN & REV BRANCH 2553 1 OCT 1946

No L1 998/40-41
Encl one

MUNICIPAL OFFICES
Bangalore 27th Sep 1946

FROM

SAFI DARASHAH Esq B A
MUNICIPAL COMMISSIONER
BANGALORE CITY

To

J B Mallaradhya, Esq , M A ,
Secretary to the Government of Mysore,
Revenue Department, Bangalore

Subject - Continuation of the B V Krishna Iyengar Road, Bangalore City

SIR

With reference to your letter No L 14232 dated 22nd June 1946 for furnishing the final decision of the Municipal Council on the above subject, I have the honour to state that the Managing Committee at their meeting held on 3-8-1946 have resolved that the acquisition of properties for widening the B V Krishna Iyengar Road and providing sites to the dis-housed people may be taken up by Trust Board, Bangalore and this resolution of the Managing Committee has been approved by the Municipal Council dated 3-9-1946 The copies of the said resolutions are herein enclosed for favour of kind reference The whole scheme will be referred to the Trust Board on receipt of orders of Government in this connection

29/9

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

Forwarded with compliments

Honorary President

hsr/-

Proceedings of the Managing Committee dated 8-8-46

13 -

Council Resolution dated 28-2-46 referring the Note of Commissioner re reserving the area to the West of Drain, Kalasipalyam Extension for dishoused people in B V Krishna Iyengar Road Scheme etc

The acquisition of B V Krishna Iyengar Road and providing sites to the dishoused people be taken up through the Trust Board

Mr Ramachar Against)

Sd P Sivashankar,
Chairman

Bangalore City Municipality

Proceedings of the Meeting of the Council dated 3-9-46

No 102 -

Opinion of the Managing Committee dated 8-8-46, that the acquisition re to B V Krishna Iyengar Road and providing sites to the dishoused people ~~xxx~~ be taken up by the City Improvement Trust Board

There was a good deal of discussion in this matter, some of the members like Mr G Nanjappa observing that by transfering the scheme to the Trust Board, they would be only evading responsibility to provide the dishoused people of the B V Krishna Iyengar Road people with sites Some of the members like M/s ~~Ramalal Thiwari~~, C Chenniah, N Y Pissay K R Papiahraju, observed that there was actually no need for 130 feet road and that they may send the scheme to the Trust Board, with a direction that the road should be only 50 feet wide

Messrs H C Suryanarayana Rao, S Krishnappa, opposed referring ~~of~~ the question to Trust Board and said that they should decide the scheme

Messrs A J Khaleel, D Venkataramanappa, opposing the 50 feet road, said that the Trust Board being financially better fitted to take up such schemes, they might simply send the scheme to that body

Finally it was agreed that the scheme may be sent to the Trust Board with suggestions re the width of the road

Sd P Sivashankar,
Honorary President

" COPY "

Municipal Commissioner

Bsk

SF 279 & 29 10 46

SECRETARIAT
NOV 1946
BRANCH
1946

The Municipal Council
Bangalore city

Subj - Continuation of the B v
Krishna Iyengar Road, Bangalore city

Sir,

With reference to your letter No C1
998/40-41, dated 27-9-46 on the
above subject, I am directed to state
that it is not clear why the city
Municipal Council has now resolved to
transfer the above work to the Bangalore
C & T Board and the grounds on which the
present proposal are made are not mentioned in the above letter.
I am therefore to request that
if possible, the details of the

discussion of the subject at a
Municipal Council meeting held on ~~dated~~ 3-9-46,
may be furnished, very early

I have the
honour
For Revenue Secy

Bangalore City Municipality

REV & REV SECRETARIAT
18 NOV 1946
S G BRANCH

No L1 998/40-41
Encl
FROM

MUNICIPAL OFFICES
Bangalore 15th Nov 1946

SAFI DARASHAH Esq B A
MUNICIPAL COMMISSIONER
BANGALORE CITY

To

J B MALLARADHYA, Esq , M A ,
Secretary to Government,
Revenue Department, Bangalore

SIR

Subject Continuation of the B V Krishnaiengar Road, Bangalore City
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With reference to your letter No L 5279 dated 29-10-1946 on the above subject, I have the honor to state that no more details are available than those contained in the Council Proceedings dated 3-9-1946 on the above subject(copy already submitted to Government) It may be seen from the said proceedings that the Municipal Council have suggested the transfer of this scheme to the City Improvement Trust Board, mainly on the ground that it Is financially better fitted to execute such schemes

I have the honor to be,
Sir,
Your most obedient servant,

Municipal Commissioner

Forwarded with compliments

Honorary President

Bsk

WD 3280-GBPM—1 000—18 1 46

No R 204/46-47

GEN & REV SECRETARIAT 4178 12 DEC 1946 G BRANCH

THE PALACE MYSORE
25th November 1946

The enclosed petition to His Highness the Maharaja of which particulars are given below is forwarded with compliments for favour of disposal

To

The Chief Secretary to the Government
of H H the Maharaja of Mysore

From the rate payers of No II Division, Bangalore City, making a representation connected with the proposed formation of B V Krishna Iyengar Road in Bangalore City

By Order

For Private Secretary
to H H the Maharaja of Mysore

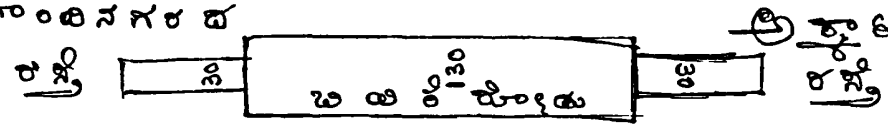
CHIEF SECRETARY 23 NOV 1946 GOVT. OF MYSORE

Secretary

ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಶ್ರೀಯ ನೆಟ್ಟಾರಾಜ ಶ್ರೀ ಜಯ ಚಾಮರಾಜೇಂದ್ರ ಒಡೆಯರ ಬಹದ್ದೂರ್, ಜಿ ಸಿ ಎಸ್ ಐ ಅವರ ಅವ್ಯವಸ್ಥಿಯಲ್ಲಿ

ಬೆಂಗಳೂರು ಪೆಟ್ಟಣದ ಎರಡನೆ ಅಡಿಷನಲ್ ತೆಂಗಿದಾರರು ರಾಜಭಕ್ತಿಯುಳ್ಳವರಾಗಿ ವಿನಯದಿಂದ ಅರಿಕೆಯಾಡಿಕೊಳ್ಳುವುದೇನಂದರೆ:—

ಬಿ ವಿ ಕೃಷ್ಣಪ್ಪ ಅಯಂಗಾರ್ ರಸ್ತೆ ವಿಷಯ



ಮೇಲ್ಕಂಡ ರಸ್ತೆ ಅಗಲ ಸಯ್ಯ ಅಳ್ಳಂತರ ಮೇನು ಇರಲುದಿಲ್ಲ ಯುಂದಾಗ್ಯಾಯಿ

ಈ ರಸ್ತೆ ಅಗಲ 50 ಅಡಿ ಮಾತ್ರ ಇರಬೇಕೆಂದು ನಾವುಗಳೆಲ್ಲರೂ ವಿನಯದಿಂದ ಬೇಡಿಕೊಳ್ಳುತ್ತೇವೆ ಈ 50 ಅಡಿಗೆ ಮೆಲ್ಪಟ್ಟಲ್ಲಿ ಅನೇಕ ಬಡಬಗ್ಗರಿಗೆ ಮೋಸವಾಗುವುದರ್ಕೆ ಸಂಗತಿಯುಂಟಾಗುತ್ತೆಂದು ಕೊಳ್ಳುತ್ತೇವೆ ಯುಂದಾಗ್ಯಾಯಿ

ಮೇಲಿ ತೋರಿಸಿರುವ ನಕ್ಷೆಯಂತೆ ಗಾಂಧಿನಗರ, ಯುತ್ತು ಅಕ್ಕಾ ಶ್ರೀನಿವಾಸಾಚಾರ್ ಕೊಂಡುಪಟ್ಟಣ ಸಾ 60 ಅಡಿಗ ಕುಳಿಯ, ಕೆಂಬೆಗಾಂಡಾ ಕೊಂಡಿಸಿಂದ ಅಸ್ಪತ್ರೆ ಕೊಂಡು ವರವಿಗೂ 50 ಅಡಿಗಳುಗಿಯೆ ಯಾಡಿ ಕೊಳ್ಳಲು ಅವಕಾಶವಿಲ್ಲವೆಂದು ವಿನಂತಿ ಕೊಳ್ಳುತ್ತೇವೆ ಯುಂದಾಗ್ಯಾಯಿ

ಆಸ್ಪತ್ರೆಂರು ಕೊಂಡಿಸಿಂದ ಒಕ್ಕ ಬೇಟೆಯು ವರವಿಗೂ 120 ಅಡಿ ಅಗಲ 170 ಅಡಿ ಅಗಲ ಯಾಡುವದರಿಂದ ಯಾವ ಯೆತ್ತುಂಬೋಚನೆಯುಂ ಇರುವುದಿಲ್ಲವೆಂಬುದನ್ನು ವಿನಯವುಳ್ಳವರಾಗಿ ಅಜ್ಞಾಪಿಸಿ ಕೊಳ್ಳುತ್ತೇವೆ

ಬಡಬಗ್ಗರಯನೆಗಳನ್ನು ಅಪ್ಪೀಲ್ ಯಾಡಿಕೊಂಡು ವ್ಯಾಪಾರಯಾಲಾಭದೃಷ್ಟಿಯಿಂದ ಗ್ರೇಟುಗಳನ್ನಾಗಿ ಯಾಡಿ ಯಾರಾಕು ಯಾಡುವುದು ಎಂದರೆ ಬಡಯುಂಗಾಯಿ ಎತ್ತುತ್ತಕ್ಕುಂಗಳುಂಟಾಗುತೆಂಬುದನ್ನು ಚೇಳಲು ಅಪದಳವಾಗಿದೆ

ಯನೆಗಳನ್ನು ಒಡೆಯುವುದರ್ಕೆ ಯುನ್ನತಯುಗಿನಯ್ಯಯನೆಗಳನ್ನುದಲ್ಲರುಯ ಅಂದರೆ ಯುನಿಸಿಪಲ್ ಗೌಡರ್ಕನೋ, ಯುನೋರ್ಡರಯ ಯುತ್ತು ಕೊಂಡಾಲ್ ಅಷ್ಟು ಯುಂತಾದ ಸ್ಥಳಗಳಲ್ಲಿ ಸ್ಟ್ರೇಟುಗಳನ್ನು ಯಿಂಗಡಿಸಿ ಕೊಡಸಿ ಕೊಂಡಚೇಕೆಂದು ಅತಿವಿನಯದಿಂದ ಪ್ರಾರ್ಥಿಸಿ ಕೊಳ್ಳುತ್ತೇವೆ

ಅಲ್ಲದೆ ನಯುಗಿಸಿಲ್ಲ ಬೇಕಾದ ಪರಿಹಾರದ್ರವ್ಯವನ್ನು (Compensation) ಕಾಲಇರತಕ್ಕ ದಾರಕ್ಕೆಂಯುಂತೆಂದು ಕೊಂಡಸಿ ತೀರಿಸಬೇಕೆಂದು ಅತಿವಿನಯದಿಂದ ಯುಂದಾಗ್ಯಾಯಿಂಯುವರ ಪಾದಾರವಿಂದಗಳಲ್ಲಿ ಅರಿಕೆಯಾಡಿ ಕೊಳ್ಳುತ್ತೇವೆ ಯುಂದಾಗ್ಯಾಯಿ

ಯನೆ ಗಾಂಧಿನಗರ ಸ್ಕೀಮ್

Secretary

B S Puttaiya

[illegible]

[illegible]

B H [illegible]

VK Muneswamappa

M [illegible]

[illegible]

मगलीहनुसा

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S [illegible]

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चीमनासा

[illegible]

K. Ramaswamy Sa

K [illegible]

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Kabady Dodda Nagoji

Junde Narayen Rao

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Lingappa

B N Lakshmikeralamma

G Puttamma

L T Mark of Sulegar Babaji

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L T Mark [redacted] of M Muneswarappa

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Junde Nanjundappa

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Veeranna Latha

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L T Mark T Chatam

B V - కోం లక్ష్మణ్
Bn Lakshmanaswami

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[illegible] Bank of Bhandoffa

[illegible]

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[illegible]

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[illegible]

To

PRADHANA SIRONMANI

N MADHAVA RAU, ESQ, B A, B L, C I E,

DEWAN OF MYSORE BANGALORE

OUR HONOURED SIR

May it please you as the Chief Executive Authority presiding at the head of the Central Office of Administration of His Highness the Maharaja s Government to be graciously pleased to accord to us the favour of your benign attention for redressing the grievances herein represented on behalf of the mournful populace inhabiting Division No II of the Municipal area in the City of Bangalore in respect of action that has been proposed to be taken for opening up and laying out a road called B V Krishna Iyengar Road as to connect Kempegowda Road with Chickpet

The present stage at which the intention of the Municipality stands crystalized indicates that the scheme for the lay out contemplates acquisition of properties to a breadth of 130 feet involving the demolition of over a hundred and eighty houses and rendering 400 families homeless in consequence thereof and at a cost approximating 3 lakhs to be incurred by the Municipality and that by borrowing funds from the Government

The history of the origin and the various processes of the development of this scheme forms annexure to this representation It will indicate how it was that on or about the 7th July 1934 with commendable zeal and flare to effect sanitary and other points of civic improvement in the locality in keeping with the lay out of the Gandhinagar area the idea to open out and run a road parallel to the Avenue Road was conceived and sponsored by Mr W H Hanumanthappa as a formal proposition for consideration by the Municipal Council The Municipality now ten years later seems to bister itself to actually push through the acquisition proceedings to acquire 130 feet of land in breadth and spreading over the entire length of about 2½ furlongs as to join the Kempe Gowda Road with the Chickpet Square leading into Arcot Srinivasachari Street

In view of the disquiet created and consternation engendered in the minds of the poor inhabitants of the locality under a bogey set up for the acquisition of their homes by Government with the possibilities of hundreds of poor families being dislodged, stranded and thrown on the streets inadequately recompensed drives us to seek your refuge and crave your protection and compassionate relief by timely intervention, with the weight of your authority

For reasons so unreservedly expressed and humbly represen ted herein our present fervent prayer in all solemnity to you our Honoured Sir is for the exercise of your gracious and judicious instincts towards mitigating the avoidable distress and miseries to us the lowly and humble folks We beseech and implore of you that as a measure of beneficence contributive to the greatest good of the greatest number it may please you to direct and cause

(1) The arrest of all acquisition proceedings now under operation with precarious valuation i e at Rs 2 a sq yard neither tenable nor sustainable in the present condition of affairs and not commensurate with the prevailing scale of prices for land and houses in the City area

In view to avoid further difficulties by recourse to law Courts a Committee composed of the Chief Engineer and other technical experts may be ordered to be constituted to revise rates and estimate cost of acquisition as at present

(2) If the proposed road must needs to be opened up and laid out the breadth of the road may be definitely restricted at 50 feet only The reasonableness of this will be clear by com parison of the existing width of the main road in Gandhinagar running between the District Board Office and Sagar Talkies and taking into consideration the width of Arcot Srinivasachari Road the width of which is ranging between 22 to 30 feet to justify the minumum breadth being prescribed at 50 feet and not at 130 feet— in the interest of homogeniety and uniformity of roads in the City not to mention and allude to cost for the initial of out lay and of the perennial cost for its maintennce

2 (A) Re plan

It stands to reason that the Plan prepared by Municipal Engineer so long back as in or about 1940 needs to be modified specially in view of the order passed by the Government (13—1—1941) to leave 10 feet of Conservancy Road in the rear portion of the proposed Shops so as to give enterance to the existing houses The plan has to be scrutinised and if necessary a new plan prepared so as to fit it in with the general lay out of this City

Further it is hardly necessary for us to either emphasize— or impress on you how repulsive it is to all canons of goverance of a Hindu Soveriegn towards his law abiding subjects to permit a Municipal institution to commercially speculate and deprive innocent folks of their house and mar the public weal under the guise of opening out congestion and beautifying the locality

(3) *Pari Passu* with the procedure of having now to notify *de novo* specifically the actual properties which it is inevitable to acquire from the inmates of the locality as come within the ambit

of acquisition the owners may be informed and asked to intimate and register within a stipulated period of time their choice willingness or otherwise to get into Government ready made model houses that may be built for them on an uniform pattern in any of the extensions designed for housing the dislodged families or for assignment of suitable sites for their use as may be plotted out in the selected area at close quarters to their present dwellings

This measure it is expected would allay the present dismay in the hearts of the poor mute artisans and craftsmen that now inhabit the locality within the area proposed for acquisition in humble tenaments for generations past

(4) In view of the newly created and constituted Bangalore City Improvement Trust Board which is to function shortly it is respectfully urged and commended to your gracious attention with a prayer that this present scheme of acquisition etc of properties and the lay out of the 50 feet broad road for a length of 2½ furlongs and the construction of a series of model houses for the benefit of the dislodged and homeless families in Division II of the Bangalore City may very usefully be transferred and entrusted to the Trust Board instead of the City Municipality being saddled with this as heretofore

We the undersigned, as the owners of some of the substantially built houses of value and importance residing for generations past from father to son in the locality now within the range of acquisition

Respectfully beg leave to remain our Honoured Sir,

Your most obedient servants

and humble citizens

1	N Y Pissay	Stock Share and Finance Broker
2	P Hanumanthiah	Director Bank of Mysore Ltd Merchant C & M Station
3	Yezaman Kenchappa	Proprietor Mysore Agarbathi Manufacturing Coy Bangalore City
4	S Gavi Rangappa	Cloth Merchant Rangaswami Temple Street Bangalore City
5	B Veeranagappa	Proprietor Soap nut Works Kilary Road Bangalore City
6	Masthi Veeranna	Land lord & Merchant Kilary Road, Bangalore City

7	S Dhondasa	Gold Thread Factory Subedar Chatram Road Bangalore City
8	Chickmunisamisa	Silk Merchant Nakki Factory Bangalore City
9	G N Gangiah	Watch Dealer 11 Gudumiahpet Bangalore City
10	B H Chenniah	General Merchant Huriyopet Bangalore City
11	V K Munisamisa	Merchant Bangalore City
12	Koday Iswarsa	Silk Factory Santhusapet Bangalore City

Bangalore
16th November 1944

ANNEXURE

REPORT OF THE COMMITTEE

On the Scheme for the continuation of the B V Krishna Iyengar

History of the Scheme —At an Ordinary General Meeting of the Council held on 7—7—1934 Mr W H Hanumanthappa moved the following proposition —

> That in order to divert the traffic from Avenue Road and to remove congestion of the old City it is proposed that a Parallel Road to Avenue Road be opened by connecting the road running towards the West of the Central Jail compound with Arcot Srinivasachar Road

The Council resolved to refer the matter to the Municipal Engineer for an estimate

The Municipal Engineer prepared a scheme at a cost of Rs 1 43 508 and his scheme was placed before the City Improvement Committee on 29th July 1935 The Committee resolved as follows —

> The majority of the members are in favour of the scheme The first stage will be taken up as funds are provided

The Resolution of the City Improvement Committee was placed before the Municipal Council on 10th August 1935 when it was resolved as follows —

> That the proposed road be re aligned so as to permit of shops being built on both sides of the road an extra land of 20 feet being acquired for the purpose on either side and as far as possible the road be made straight

At a meeting of the Council held on 16—9—1935 Mr W H Hanumanthappa and 15 others Councillors brought forward a proposition for modification of the above resolution and for approval of the original scheme as proposed by the City Improvement Committee on 29—7—1935 The Council however decided to refer the whole scheme to the Municipal Engineer for further information and to defer its consideration till the receipt of the Engineer s Report

The scheme was not taken up again for about 6 years for consideration till May 1940

The Municipal Engineer prepared a scheme at a cost of Rs 264,000 for opening a 50 feet road with two foot paths of 10 feet

each and shop sites 40 feet wide on either side and submitted the same on 21st May 1940 It was approved by the City Improvement Committee on 22nd May 1940 The then Dewan Sahib appears to have inspected the spot in question on 22—5—1940 and suggested that the scheme might be taken up immediately His notes of inspection are as follows —

> The scheme for acquisition of Manorama Building and the continuation of the Manorama Road up to the Arcot Srinivasachar Road may be taken up immediately It is said to be a self supporting scheme The sum of Rs 3 lakhs required will be granted by Government as a loan subject to recoupment when the sites are sold

At a meeting of the Council held on 5—6—1940 the following resolution on the subject was passed —

> That the scheme be taken up along with the acquisition of Manorama and that the Government be requested to give a loan subject to recoupment by the sale of the sites etc and that suitable sites be provided for those whose land is acquired in near about places wherever possible

On 1—7—1940 the resolution of the Council was sent to the Government for sanction And the Government passed orders on 26—8—1940 to the following effect

> The Resolution of the Municipal Council is sanctioned the advances being met out of the provision of Rs 5 lakhs made for extensions and formation of sites in Bangalore City in the current year s State Budget A minimum rate of 4½ per cent interest will be charged on the outstanding advance from time to time

> The Municipal Commissioner is requested to forward the details of the scheme with the necessary plans

A memorial signed by 17 residents of the concerned place was presented to the Council on 31—5—1940 But the Council does not appear to have considered it at all

Again at a meeting of the Council held on 5—10—1940 the following resolution was passed —

> ' That a Committee consisting of Messrs T L Gangoji Rao S L Mannaji Rao and B L Byanna be formed to go into the question of the extension of the B V Krishna Iyengar Road and make a report

The subject was again brought up for consideration before the Council at its meeting held on 21—11—1940 and the Council adopted the following resolutions moved by Messrs N Balakrishnaiya and T L Gangoji Rao respectively —

Mr Balakaishnaiya s resolution That pending disposal of the Committee formed on 5th October 1940 regarding the continua tion of Krishna Iyengar Road on the final decision thereon resolved that all further acquisition proceedings be kept in abeyance

Mr Gangoji Rao s Resolution In view of the utter impossibility of acquiring the properties to a width of 130 feet to continue B V Krishna Iyengar Road and in view of the hardships and untold sufferings the public will be subjected to in that locality by adopting the above scheme it is proposed that the properties be acquired only to a width of 50 feet to continue the said road in accordance with the original proposal and adequate sites be allotted to those persons whose properties will be acquired in the premises of Manorama Bungalow and Goduriah Mutt land

These resolutions were sent to the Government on 13th December 1940 but no reply has been received

The Government however appear to have proceeded with the acquisition of land in connection with the Scheme A Special Establishment was sanctioned and a Special Land Acquisition Officer was appointed The Special Officer has taken charge on 3—1—1941 The preliminary notices under Section 10 of the Land Acquisition Act was issued The land acquisition proceedings were in progress

Some of the influential residents of the Second Division appear to have interviewed the Second Member of Council on 13—1—1941 and presented a petition also to him subsequently But we nnderstand that the Government declined to interfere in the matter as the scheme was one undertaken by the Municipality and as the land acquisition work was in progress

On 30—1—1941 fifteen Municipal Councillors sent a written requisition to the President for the purpose of convening a Special General Meeting of the Council to consider a subject of great urgency and importance namely the scheme for the continuation of the Manorama Road Accordingly a special meeting of the Council was held on 31—3—1941 and it was resolved thereat as follows —

(a) That a Committee consisting of

1 Sri L S Raju (Chairman)
2 Sri B Subbiah
3 Sri C N Narasinga Rao
4 Sri N Kesaviengar
5 Sri M A Gopalaswami Iyenga

be appointed to inquire into and report on all aspects of the acquisition of land and buildings in connection with the continuation of the B V Krishna Iyengar Road with instructions to submit its report within three weeks from this date

(b) That all further land ecquisition proceedings regard ing the continuation of the B V Krishna Iyengar Road be kept in abeyance pending consideration of the Report of the Committee or until further orders of the Council

Committees Report The Committee at the outset desires to lay stress on two important aspects of the scheme viz the heavy financial outlay and the hardship to the house owners

The scheme appears to have been taken in rather undue haste with without a careful consideration of its financial aspect The Municipal Engineer s estimate of the cost of the scheme appears to be too modest And it is not clear what the Municipality would probably realise by the sale of shop sites On account of the war the prices have gone up and the cost of acquision may likely be much higher Further the rate of interest at which the loan is taken from the Government is comparatively high The Committee is therefore of opinion that the scheme is more a speculative venture than a self supporting proposition

If the scheme is carried out some 181 houses would have to be demolished These house owners and their families would thereby be rendered homeless and we are sorry to note that neither the Council nor the Government has taken any steps to provide them with housing facilities as was done in some cases Though the Municipal Council passed a resolution that they should be given sites in near about places no action appear to have been taken in that behalf Owing to the war the price of building materials has increased and the concerned house owners would find it difficult to embark upon the construction of houses on modern lines during such a time There does not appear to be any great urgency about the scheme If it is postponed till normal conditions are restored and proper provision is made for re housing those that may lose their houses it would not affect the improvement of the City

The Committee therefore considers that the entire scheme may be deferred for the present and that the Government be requested to drop the land acquisition proceedings provided that the house owners who have received notices under the Land Acquisition Act give in writing an undertaking that they would not claim any damages against the Government or the Municipality Mr C N Narasinga Rao suggests that if the Government wish to

continue the land acquisition proceedings they may be requested to undertake the scheme at their own cost Mr M A Gopalswami Iyengar a Member of the Committee has signed this report subject to a minute of dissent which is hereto annexed

Sd L S Raju
C N Narasinga Rao
N Kesava Iyengar
M A Gopalaswamy Iyengar
B Subbiah

Bangalore
Dated 11th February 1941

Subject to Minute of Dissent

For about 2 years the matter was kept in abeyance and in the year 1943 all of a sudden the Municipality knowing fullywell the scarcity of sites and also the impossibility of constructing the new houses when the cost of the material and labour have gone up abonormally high have chosen to pursue the acquisition proceedings without making any adequate provision for the houses to live in by alloting suitable sites in the vicinity

On 21—5—1943 a proposition tabled by Mr Ramlal Tivari the council resolved That a report from the Municipal Engineer as to the cost of present market was called for

On 12—6—1943 on Mr Chickyallappa's proposition it was resolved that aquisition may take place and sites be given at Kalasipalyam

On 21—2—1944 the council accepted the general proposition of Mr M A Gopalaswamy Iyengar to the effect that sites may be given to those who accept the awards at Kalasipalyam

All the above propositions are not either fair in justice and equity

R j g p l Pb t Zn d P w P t b W k Ba g l C ty

[illegible] / [illegible] 22-44-103

L 8314 Dy 4-12-46

The Chairman, C & T Board,

Bangalore.

Continuations of the B V Krishna Iyengar road, Bangalore cf

Sir,

I am directed to request you to forward an extract of the resolution passed by ~~proceedings of~~ the Trust Board meeting, ~~to tak~~ re the transfer of the above work from the cif MLP to the Board

I have the
[illegible]
For Pres'ty

WD 0565—GPB—22 500—8 11 38

L to the C & T Board, Bangalore,

[redacted]

CITY IMPROVEMENT TRUST BOARD

Bangalore dated 11th December 1946

No 1649

GEN & REV SECRETARIAT 4740 13 DEC 1946 L S G BRANCH

To

J B Lallaradhya, Esq , M A ,
Secretary to Government,
Revenue Department, Bangalore

Sir,

SUBJECT - Continuation of Mr B V Krishna Iyengar Road, Bangalore City

With reference to your letter No L 1834 dated the 4th December 1946 asking for an extract of the resolution passed by the Trust Board re the transfer of the above work from the City Municipality to the Board, I have the honour to invite reference to this office letter No 1411/46-47 dated the 18th November 1946 with which an extract of the resolution under reference was sent A copy of the resolution is anyhow appended below for ready reference -

> It was resolved "That the Trust Board would have no objection to undertake the scheme if the same were transferred to them

WD 0565—GPB—22 500—8 11 38

[illegible] may be [illegible] to the C & T Board, [illegible]

2 As it was since considered that taking up of the scheme by the Board from where the Municipality has left straightaway, would involve legal complications and heavy financial implications, the question has been proposed to be placed before the Board for a further consideration at its meeting to be held on 19-12-46 The final decision on the subject will be communicated to Government in due course

I have the honour to be,
Sir
Your most obedient servant,

C.N. Narasimhadan
CHAIRMAN

gvn/-HR

C. F. No. 46]

GOVERNMENT OF MYSORE

No. 2086
Encls

OFFICE OF Chairman,
City Improvement Trust Bo
BANGALORE

Date 30th January 1947

To

J.B. Mallaradhya, Esq., M.A.,
Secretary to Government,
Revenue Department, Bangalore

6168

Sir,

SUBJECT - B V Krishna Iyengar Road,
Bangalore City

In continuation of this office letter No 1649 dated the 11th December 1946 on the above subject, I have the honour to invite reference to the proceedings of the meeting of the Board held on 17-1-1947 (copy sent to you separately with this office No 2012 - 22 dated 25-1-47) under subject No 8 and to the following resolution

> "That the Board reiterated its previous resolution that it had no objection to undertake the scheme if the same were transferred to them, that the dishoused people affected by the above scheme be provided with sites in Kalasipalyam Extension, as far as possible, and that for this purpose, the remaining sites after recent sales in this extension be reserved and handed over to the Trust Board and that Government be addressed accordingly "

2 I request that in these circumstances, sanction of Government may kindly be obtained to the resolution of the Board re transfer of the scheme to the Trust Board and in the matter of reserving and handing

The scheme may be [illegible] to the C & T Board, Bangalore,

WD 0565—GPB—22 500—8 11 38

over to the Trust Board the remaining sites in Kalasipalyam Extension for housing the dishoused people affected by the above scheme

I have the honour to be,
S i r,
Your most obedient servant,
C N Narasimha Rao
CHAIRMAN

gvm/-

L 11566/ MA 22-44-103

22/2/47

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

To

The Municipal Commr
Bangalore city
(Through the President)

Subj - Continuation of the B-V Krishna Iyengar Road, Bangalore city

Sir,

With reference to the correspondence ending with your letter no L1-298/40-41 dated 15-11-46, requesting orders of Govt on the resolution dated 3-9-46 of the city Municipal Council to the effect that the acquisition of properties for widening the B V Krishna Iyengar Road and providing sites to the dispossessed people may be taken up by the C & T Board, Bangalore, I am directed to state that the scheme may be transferred to the C & T Board, as the

WD 0565—GPB—22 500—8 11 38

for speedy execution

The reserved sites in the Kalaspalyam extension may be given to the dispossessed people, wherever necessary

I have &c

[signature] 31/1/47

from [illegible] Revenue

Memo No. L 11567 dt 22/2/47

Copy w c to the Chairman C & T Board, Bangalore, for information and necessary action, with reference to his letter no 16449 dt 11-12-46

B O

[signature]

For Revenue